

FEDERAL BUREAU OF INVESTIGATION
FOI/PA
DELETED PAGE INFORMATION SHEET
FOI/PA# 1332064-0

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U.S. Department of Justice

Criminal Division

Office of Enforcement Operations

Washington, D.C. 20530

MEMORANDUM

MAR 05 2013

TO: David M. Hardy
Chief
Record/Information Dissemination Section
Records Management Division
Federal Bureau of Investigation
U.S. Department of Justice
170 Marcel Drive
Winchester, VA 22602-4843

FROM: Kenneth Courter *KC*
Acting Chief
Freedom of Information Act/Privacy Act Unit
Office of Enforcement Operations

SUBJECT: FOIA Referral CRM-201200944F, [REDACTED]

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Upon review of the records related to the above referred FOIA request, this Office determined that the ten pages of records attached hereto originated in an office for which you are responsible and/or in which your office has primary equity. As such, this Office is referring the records to you for processing and a direct response to the requester. A copy of the request is attached for your reference. We have advised the requester of this referral.

You should contact [REDACTED] Government Information Specialist at [REDACTED]
[REDACTED] or email at [REDACTED] if you have any questions about this referral.

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Attachments

12 MAR 2013

ELECTRONIC PRIVACY INFORMATION CENTER

epic.org

April 27, 2012

VIA FACSIMILE (301) 341-0772

FOIA/PA Mail Referral Unit

Department of Justice

Room 115

LOC Building

Washington, D.C. 20530-001

(301) 583-7354

(301) 341-0772 fax

1718 Connecticut Ave NW

Suite 200

Washington DC 20009

USA

+1 202 483 1140 (tel)

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www.epic.org

Re: Freedom of Information Act Request and Request for Expedited Processing

Dear FOIA Referral Unit:

This letter constitutes a request under the Freedom of Information Act ("FOIA"), 5 U.S.C. § 552, and is submitted on behalf of the Electronic Privacy Information Center ("EPIC"). As detailed below, EPIC seeks a May 27, 2011 letter from the agency to Google concerning an investigation involving possible violations of the Federal Wiretap Act as well as related documents, including but not limited to communications, legal memorandum and other materials.

Factual Background

Many countries across the globe have conducted investigations of Google's Street View project, which began in 2007.¹ The number of investigations increased dramatically once it was determined that Google's Street View vehicles were collecting private Wi-Fi communications in addition to digital images.² As of January 2011, there were ongoing investigations in at least 12 countries. At least 9 countries have found Google guilty of violating privacy laws as a result of the investigations.³

¹ Press Release, Google, Inc., *Google Announces New Mapping Innovations at Where 2.0 Conference* (May 29, 2007), http://www.google.com/press/anncl/maps_where20.html.

² See Electronic Privacy Information Center, *Investigation of Google Street View* (last visited April 27, 2012), available at <http://epic.org/privacy/streetview/>; Kevin J. O'Brien, "Google Data Admission Angers European Officials," N.Y. Times, May 15, 2010 at B5.

³ See, e.g. Josh Halliday, "Google Street View 'broke South Korea privacy law': Police official says Google breached laws after it admitted collecting emails and personal data," The Guardian, Jan. 11, 2011; "Google breached Canada's privacy laws," CBCNews, Oct. 19, 2010; Jennifer Baker, "Swiss Court Says Google's Street View Breaks Privacy Rules," PCWorld, Apr. 5, 2011; Kristen Gelineau, "Australia: Google Street View Broke Privacy Law," Huffington Post, July 9, 2010.

NOV 13 2012

The Federal Communications Commission ("FCC") recently determined that Google collected Wi-Fi network data throughout the United States between May 2007 and May 2010.⁴ The data collected by the Street View vehicles included "payload" data, "the content of Internet communications," such as entire e-mail messages, passwords, and URLs.⁵ The FCC also found that "[f]or many months, Google deliberately impeded and delayed the Bureau's investigation."⁶ According to the FCC Report, due to Google's unwillingness to comply with the agency's investigation, the FCC was unable to gather sufficient evidence to find the company in violation of the Communications Act.⁷

In response to the FCC report, Google issued a statement and, among several points, claimed that the Department of Justice sent a letter on May 27, 2011 to Google notifying the company of closure of the Department's investigation. Google stated that:

[T]he Department of Justice ("DOJ") conducted and long ago completed its own thorough examination of the facts. The DOJ had access to Google employees, reviewed the key documents, and concluded that it would not pursue a case for violation of the Wiretap Act.⁸

Google's letter went on to describe some of its interactions with the DOJ investigatory team. In response to the FCC's statements about "Engineer Doe," a Google employee who refused to cooperate with the FCC investigation, Google stated that "[e]ven the DOJ did not seek (or gain) access to Engineer Doe once advised that he had asserted his constitutional rights."⁹ Google noted that it provided information to the FCC about "the status of the DOJ investigation."¹⁰ Google later referred to the fact that the FCC "indicated that it would not proceed in the same manner as the DOJ and the FTC."¹¹ In regards to the substance of the FCC and DOJ investigation, Google claims that there was an absence of "knowledge or intent" and that "[t]he DOJ reached the same conclusion in its declination letter to Google."¹²

So far, the Department of Justice has not publicly acknowledged any investigation of Google in the Street View matter nor has it indicated the outcome of any such investigation.

⁴ Chief, Enforcement Bureau, Fed. Commc'n Comm'n, *In the Matter of Google, Inc.: Notice of Apparent Liability for Forfeiture*, DA 12-592, Apr. 13, 2012, available at <http://transition.fcc.gov/DA-12-592A1.pdf>.

⁵ *Id.*

⁶ *Id.*

⁷ *Id.*

⁸ Letter from E. Ashton Johnston, Counsel to Google, Inc., to P. Michelle Ellison, Chief of the Enforcement Bureau of the Fed. Commc'ns Comm'n at 1-2 (April 26, 2012), available at <http://epic.org/privacy/streetview/documents/google-response-to-fcc.pdf>.

⁹ *Id.* at 4 n.9.

¹⁰ *Id.* at 6.

¹¹ *Id.* at 13.

¹² *Id.* at 15.

Documents Requested

EPIC requests copies of all agency records related to the Department's investigation of the Google Street View matter, including but not limited to:

1. A letter sent by the Department of Justice to Google on May 27, 2011, indicating that the agency had pursued and subsequently closed an investigation concerning Google Street View and possible violations of the federal wiretap act.
2. All records, including communications, legal memorandum, and other materials, related to the investigation of Google, Inc. for possible violations of the ECPA, 18 U.S.C. §§ 2510-22 or other federal statutes in relation to the Wi-fi interception matter.

Request for Expedited Processing

This request warrants expedited processing because it is made by "a person primarily engaged in disseminating information ..." and it pertains to a matter about which there is an "urgency to inform the public about an actual or alleged federal government activity." 5 U.S.C. § 552(a)(6)(E)(v)(II) (2008); *Al-Fayed v. CIA*, 254 F.3d 300, 306 (D.C. Cir. 2001).

EPIC is "primarily engaged in disseminating information." *American Civil Liberties Union v. Department of Justice*, 321 F. Supp. 2d 24, 29 n.5 (D.D.C. 2004).

There is a particular urgency for the public to obtain information about the investigation of Google's business practices, especially in light of the FCC's recent decision to fine Google \$25,000 for failing to cooperate with a related investigation. Google's response to the FCC's Notice of Apparent Liability refers to a DOJ "examination of the facts" that was allegedly completed "long ago."¹³ The DOJ has not yet made any public announcement as to the conclusion of such an examination, and the public's interest in Department's efforts to stop the unlawful interception of private Internet communications is great.

EPIC recently wrote a letter to Attorney General Eric Holder highlighting the importance of this investigation and the protections granted under the ECPA.¹⁴ The privacy of home Wi-Fi communications is a core interest protected by the ECPA and other wiretap laws, and Americans are increasingly reliant on Wi-Fi communications at home and at work. Two prominent Congressmen, Rep. Edward Markey (D-Mass.) and Sen. Richard Blumenthal (D-Conn.) have spoken out about the inadequacy of the FCC's action, and called for further action by Government officials. This is a matter of

¹³ Letter from E. Ashton Johnston, Counsel to Google, Inc., to P. Michelle Ellison, Chief of the Enforcement Bureau of the Fed. Comm'n's Comm'n at 1-2 (April 26, 2012), available at <http://epic.org/privacy/streetview/documents/google-response-to-fcc.pdf>.

¹⁴ See Letter of EPIC to Attorney General Eric Holder (Apr. 17, 2012), available at <http://epic.org/privacy/streetview/EPIC-Google-SV-Ltr-DOJ-4-17-12.pdf>.

importance to many Americans who use Wi-Fi networks and depend on the legal protections of the ECPA and wiretap laws to limit abuses and privacy violations.

Request for "News Media" Fee Status

EPIC is a "representative of the news media" for fee waiver purposes. *EPIC v. Department of Defense*, 241 F. Supp. 2d 5 (D.D.C. 2003). Based on our status as a "news media" requester, we are entitled to receive the requested record with only duplication fees assessed. Further, because disclosure of this information will "contribute significantly to public understanding of the operations or activities of the government," any duplication fees should be waived.

Thank you for your consideration of this request. As provided in 6 C.F.R. § 5.5(d)(4), we will anticipate your determination on our request for expedited processing within ten (10) calendar days.

Respectfully Submitted,



A handwritten signature in black ink, appearing to read "Ginger McCall".

Ginger McCall
Director, EPIC Open Government Project

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U.S. Department of Justice

Federal Bureau of Investigation
Washington, D.C. 20535

April 10, 2014

[REDACTED]
ELECTRONIC PRIVACY INFORMATION CENTER
SUITE 200
1718 CONNECTICUT AVENUE NW
WASHINGTON, DC 20009

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FOIPA Request No.: 1256392-0
DOJCD Tracking No.: CRM-201200944F
Subject: GOOGLE STREET VIEW PROJECT
- POSSIBLE VIOLATIONS OF FEDERAL
WIRETAP ACT

Dear [REDACTED]

This is in response to your Freedom of Information Act (FOIA) request to the U.S. Department of Justice – Criminal Division (DOJCD)). This request was received by the FBI on March 4, 2014 for handling.

As a result of the large number of FOIPA requests received by the FBI, delay may be encountered in processing your request. The FBI has allocated substantial resources, including personnel, to ensure that delays in responding to FOIPA requests are minimized. We solicit your patience and assure you that your request will be processed.

Your request has been assigned the above FOIPA number which you are asked to use in any further correspondence concerning this matter.

Sincerely,

David M. Hardy
Section Chief,
Record/Information
Dissemination Section
Records Management Division



U.S. Department of Justice

Federal Bureau of Investigation
Washington, D.C. 20535

June 25, 2014

[REDACTED]
ELECTRONIC PRIVACY INFORMATION CENTER
SUITE 200
1718 CONNECTICUT AVENUE NW
WASHINGTON, DC 20009

FOIPA Request No.: 1256392-000
Subject: GOOGLE STREET VIEW
PROJECT-POSSIBLE
VIOLATIONS

Dear [REDACTED]

While processing your Freedom of Information Act (FOIA) request, the Department of Justice, Criminal Division located FBI information in their records. This material was referred to the FBI for direct response to you.

Enclosed are copies of the referred material. Deletions have been made pursuant to Title 5, United States Code, Section(s) 552 as noted below. See the enclosed form for an explanation of these exemptions.

Section 552

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☐ (b)(2)

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☐ (b)(4)

☐ (b)(5)

☒ (b)(6)

☒ (b)(7)(A)

☐ (b)(7)(B)

☒ (b)(7)(C)

☐ (b)(7)(D)

☐ (b)(7)(E)

☐ (b)(7)(F)

☐ (b)(8)

☐ (b)(9)

Section 552a

☐ (d)(5)

☐ (j)(2)

☐ (k)(1)

☐ (k)(2)

☐ (k)(3)

☐ (k)(4)

☐ (k)(5)

☐ (k)(6)

☐ (k)(7)

10 pages were reviewed and 10 pages are being released.

You may file an appeal by writing to the Director, Office of Information Policy (OIP), U.S. Department of Justice, 1425 New York Ave., NW, Suite 11050, Washington, D.C. 20530-0001, or you may submit an appeal through OIP's eFOIA portal at <http://www.justice.gov/oip/efoia-portal.html>. Your appeal must be received by OIP within sixty (60) days from the date of this letter in order to be considered timely. The envelope and the letter should be clearly marked "Freedom of Information Appeal." Please cite the FOIPA Request Number in any correspondence to us for proper identification of your request.

Sincerely,

David M. Hardy, Section Chief
Record/Information Dissemination Section
Records Management Division

Enclosure

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EXPLANATION OF EXEMPTIONS

SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552

- (b)(1) (A) specifically authorized under criteria established by an Executive order to be kept secret in the interest of national defense or foreign policy and (B) are in fact properly classified to such Executive order;
- (b)(2) related solely to the internal personnel rules and practices of an agency;
- (b)(3) specifically exempted from disclosure by statute (other than section 552b of this title), provided that such statute (A) requires that the matters be withheld from the public in such a manner as to leave no discretion on issue, or (B) establishes particular criteria for withholding or refers to particular types of matters to be withheld;
- (b)(4) trade secrets and commercial or financial information obtained from a person and privileged or confidential;
- (b)(5) inter-agency or intra-agency memorandums or letters which would not be available by law to a party other than an agency in litigation with the agency;
- (b)(6) personnel and medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy;
- (b)(7) records or information compiled for law enforcement purposes, but only to the extent that the production of such law enforcement records or information (A) could reasonably be expected to interfere with enforcement proceedings, (B) would deprive a person of a right to a fair trial or an impartial adjudication, (C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, (D) could reasonably be expected to disclose the identity of confidential source, including a State, local, or foreign agency or authority or any private institution which furnished information on a confidential basis, and, in the case of record or information compiled by a criminal law enforcement authority in the course of a criminal investigation, or by an agency conducting a lawful national security intelligence investigation, information furnished by a confidential source, (E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions if such disclosure could reasonably be expected to risk circumvention of the law, or (F) could reasonably be expected to endanger the life or physical safety of any individual;
- (b)(8) contained in or related to examination, operating, or condition reports prepared by, on behalf of, or for the use of an agency responsible for the regulation or supervision of financial institutions; or
- (b)(9) geological and geophysical information and data, including maps, concerning wells.

SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552a

- (d)(5) information compiled in reasonable anticipation of a civil action proceeding;
- (j)(2) material reporting investigative efforts pertaining to the enforcement of criminal law including efforts to prevent, control, or reduce crime or apprehend criminals;
- (k)(1) information which is currently and properly classified pursuant to an Executive order in the interest of the national defense or foreign policy, for example, information involving intelligence sources or methods;
- (k)(2) investigatory material compiled for law enforcement purposes, other than criminal, which did not result in loss of a right, benefit or privilege under Federal programs, or which would identify a source who furnished information pursuant to a promise that his/her identity would be held in confidence;
- (k)(3) material maintained in connection with providing protective services to the President of the United States or any other individual pursuant to the authority of Title 18, United States Code, Section 3056;
- (k)(4) required by statute to be maintained and used solely as statistical records;
- (k)(5) investigatory material compiled solely for the purpose of determining suitability, eligibility, or qualifications for Federal civilian employment or for access to classified information, the disclosure of which would reveal the identity of the person who furnished information pursuant to a promise that his/her identity would be held in confidence;
- (k)(6) testing or examination material used to determine individual qualifications for appointment or promotion in Federal Government service the release of which would compromise the testing or examination process;
- (k)(7) material used to determine potential for promotion in the armed services, the disclosure of which would reveal the identity of the person who furnished the material pursuant to a promise that his/her identity would be held in confidence.

referred to FBI

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FEDERAL BUREAU OF INVESTIGATION

Date of transcription 12/16/2010

[redacted] date of birth [redacted] social security account number [redacted] residence address of [redacted] [redacted] was interviewed at his place of employment, GOOGLE, INCORPORATED, 1500 Crittenden Lane. Mountain View, California 94043, where he is [redacted] provided the following information:

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Present at this meeting was SA [redacted] SA [redacted] NJ Assistant US Attorney, [redacted] [redacted] Computer Crime and Intellectual Property Section (CCIPS), [redacted] Perkins Coie (Google Attorney), and [redacted] GOOGLE litigation counsel.

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At or about 9:00 AM PST, [redacted] delivered the conflict statement to [redacted] explaining that the lawyers from PERKINS COIE and from GOOGLE where there to represent GOOGLE and not him personally. [redacted] was told that he was free to leave at anytime, and it was his right to have a lawyer present. [redacted] responded that he understood.

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[redacted] became employed at GOOGLE on [redacted] was hired to [redacted] One of [redacted] first projects was the [redacted] handed off [redacted] and started work on "Street View" around [redacted] Street View was first called "City Block" and was started at Stanford University [redacted] "City Block" started as a project taking video of the street as the car drove. The project soon turned relying on images for the views rather than video. GOOGLE aquired "City Block" and renamed it "Street View".

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"Street View" started as an image project and turned to a location based project. The goal was to link GPS locations to the images taken from the cars. The goal of the project was to drive one million miles in one year, and create images and location points. The goal of "Street View" was to only drive the United States one time. As image quality of cameras became better, the team wound up driving the United States 3 or 4 times.

GOOGLE databases update location information through the "where am I" searches done by customers. When a customer does a "where am I" search, the database uses GPS, Wi-Fi, and cell phone

Investigation on 12/14/2010 at Mountain View, CA

File # [redacted] Date dictated 12/16/2010
by SA [redacted] SA [redacted]

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Continuation of FD-302 of [redacted]

, On 12/14/2010, Page 2

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towers to update the database. Overtime, using wireless access points to update location became less important due to GPS cellphones.

[redacted] stated the operating structure at GOOGLE is a "bottom up" approach. Engineers work under Technical Leads (TL's) on projects. Engineers and TL's report to a Director. In the case of Street View, [redacted] was the TL on the project and reported to [redacted] who was [redacted] explained that the TL is responsible for handling the technical aspects of the project such as reviewing code and documents, and the Director is the "people manager". The Director meets with employees once a quarter to [redacted] was not sure what [redacted]

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Members of the team for Street View included [redacted] as well as [redacted] and [redacted] came to the team [redacted] from another team in order to [redacted]

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[redacted] mentioned privacy concerns within GOOGLE started around the time "GMAIL" was launched. The practice of analyzing email and linking advertisements to them led to privacy concerns among the public, and therefore raised concerns within GOOGLE. Privacy issues continued [redacted]

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[redacted] In 2008 [redacted] took a sabbatical, and handed the [redacted] [redacted] did not know about capturing payload until the story became public in May of 2010. [redacted] did not look at emails or documents pertaining to "Street View" before he met with the Federal Bureau of Investigation.

[redacted] described the "20% Program" as a part of the bottom up culture at GOOGLE. The "20% Program" allows employees the freedom to use 20% of allocated work time to create and develop new projects. The program has led to successful and mainstream products used by GOOGLE today, and is a part of the culture at GOOGLE. "Street View" started as a "20% Project", with [redacted] stringing together photos taken from cars driving around.

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Engineers at GOOGLE are led by directors. It is the directors job to do quarterly reviews of performance, and manage the people on teams. [redacted]

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continuation of FD-302 of [REDACTED]

, On 12/14/2010 , Page 3

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[REDACTED]

"NetStumbler" was [REDACTED]
GOOGLE. When [REDACTED] "GSTUMBLER", [REDACTED]
from "NetStumbler". [REDACTED]
[REDACTED]

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[REDACTED] was presented with multiple documents to in order to gain his understanding of what they were. The first document was an email dated 8/23/2006. [REDACTED] stated that [REDACTED] works in Network Security, and is [REDACTED]

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[REDACTED] was a new engineer on the project at the time. [REDACTED] soon left and went to work on [REDACTED] did not remember the email, but stated that by looking at the email he would have thought they were just getting Wi-Fi signals.

[REDACTED] was then presented an email dated 10/4/2006. [REDACTED] stated that [REDACTED] was a team member with [REDACTED] who left GOOGLE six months ago [REDACTED] In reviewing the document, [REDACTED] stated they were only talking about [REDACTED]
[REDACTED]

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The next document presented to [REDACTED] was another email dated 10/31/2006. The email was an introduction announcement for "GStumbler". The email contained [REDACTED]

[REDACTED] then reviewed [REDACTED] and stated that it was a standard document completed by engineers when [REDACTED] The document is not required, and can only be viewed [REDACTED]

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[REDACTED] In reviewing the [REDACTED] stated that it would be difficult to capture any useful information from [REDACTED]

[REDACTED] did state that in driving over a million miles, you were bound to pick up a few emails. [REDACTED] was asked why [REDACTED]

[REDACTED] He stated that [REDACTED]

[REDACTED] stated it would also be [REDACTED] When asked about any oversight committees for projects, [REDACTED] stated the idea [REDACTED]

continuation of FD-302 of [REDACTED]

, On 12/14/2010, Page 4

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[REDACTED]
[REDACTED] then viewed an email dated 11/6/2010. [REDACTED] stated that [REDACTED] was in charge of [REDACTED] was an [REDACTED]

[REDACTED] that GOOGLE uses to [REDACTED] did not know that there was software written that was able to strip the header and throw away content on encrypted packets. [REDACTED] then stated it would be just as easy to write a script to do the same thing [REDACTED]

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[REDACTED] was then presented with [REDACTED] [REDACTED] stated the document was a wiki page used for programs and log analysis. He also stated the [REDACTED] He also observed that [REDACTED] which is a [REDACTED]

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The next document [REDACTED] viewed was an email dated 3/20/2008. [REDACTED] acknowledged [REDACTED] was arguing in the email that there is no information on the drives that was discernable. The conversation was about gaining an exception [REDACTED] [REDACTED] stated that [REDACTED] is close to [REDACTED] of GOOGLE, and would be the one to grant the exception [REDACTED]

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The next document was an instant message chat that was stored in an email format. The chat was dated 5/19/2008 and was between [REDACTED] [REDACTED] observed that in the chat they discussed [REDACTED]

[REDACTED] stated that according to the chat it seemed that [REDACTED]

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The next document viewed by [REDACTED] was an email dated 9/19/2008. [REDACTED] stated the author [REDACTED] was [REDACTED] is a GOOGLE owned company [REDACTED] is an expert in [REDACTED] [REDACTED] stated the email seemed to be sharing [REDACTED]

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[REDACTED] b7A

Continuation of FD-302 of [REDACTED]

, On 12/14/2010 , Page 5

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The next document presented to [REDACTED] was an email dated 3/6/2009. [REDACTED] stated that [REDACTED] is an [REDACTED] for [REDACTED] and does not know who [REDACTED] is. The email discussed [REDACTED] stated the [REDACTED] was in reference to [REDACTED]

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The final document viewed by [REDACTED] was an email dated 3/18/2009. [REDACTED] stated that [REDACTED] was in product overview. The email discusses [REDACTED] stated the [REDACTED] was referencing the [REDACTED] [REDACTED] stated the email gave no indication of [REDACTED] [REDACTED] also observed that the email talked about [REDACTED] [REDACTED] stated [REDACTED]

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The meeting ended with [REDACTED] stating to [REDACTED] that he was in the presence of federal agents, and lying is a federal crime. [REDACTED] stated to [REDACTED] that if he thinks of anything else that could help us, to let us know.

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FEDERAL BUREAU OF INVESTIGATION

Date of transcription 12/16/2010

On December 14, 2010, SA [redacted] and SA [redacted] met with [redacted] DOB [redacted] SSAN [redacted] business name GOOGLE INC., title [redacted] business address 1500 Crittenden Lane, Mountain View, California, email address [redacted]. Also present at this interview was [redacted] (NJ Assistant US Attorney), [redacted] (Computer Crime and Intellectual Property Section), [redacted] (Perkins Coie, GOOGLE Attorney), and [redacted] (GOOGLE litigation counsel). After being advised of the identity of the interviewing agents and the nature of the interview, [redacted] thereafter provided the following information:

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At or about 2:15pm PST [redacted] delivered the conflict statement to [redacted] explaining that the attorneys from Perkins Coie and GOOGLE were there to represent GOOGLE and not him personally. It was made clear that he was in no way under arrest, could leave at any time and it is his right to have a lawyer present if that is his desire. [redacted] responded that he understood.

b6
b7c

[redacted] has worked for GOOGLE since [redacted]. He started on the [redacted] which is the project in which GOOGLE was creating [redacted].

b6
b7c

On or about early 2007, [redacted] started to work with [redacted] business name GOOGLE, title [redacted] a program called "GSTUMBLER." This was the GOOGLE proprietary program used to interpret the data collected from "KISMET." KISMET was a free, open source program used in conjunction with a wifi receiver in order to collect data from Access Points ("AP") around the world. [redacted] and it was checked into [redacted].

b6
b7C
b7D

[redacted] stated that he did not notice anything unusual about [redacted].

b6
b7C
b7DInvestigation on 12/14/2010 at Mountain View, CaliforniaFile # [redacted] Date dictated 12/16/2010by SA [redacted]b7A
b6
b7C

[redacted]

b7A

Continuation of FD-302 of [redacted]

, On 12/14/2010 , Page 2

b6
b7C

[redacted] understanding of the purpose for the collection of data was to provide a service for users [redacted]

b6
b7C
b7D

When asked specifically about [redacted] responded that he first heard about the issue in [redacted] Upon further review [redacted]

b6
b7C
b7D

[redacted] said that it was probably more efficient to [redacted]

[redacted] He also did not realize that [redacted]

[redacted] stated that he would never expect anyone to use [redacted]

b6
b7C
b7D

To close the meeting, [redacted] stated to [redacted] that he was in the presence of federal agents, and lying to them is a federal crime. [redacted] told [redacted] to contact the agents or DOJ representatives if he thinks of anything else that may be helpful.

b6
b7C



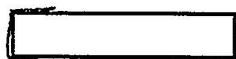
U.S. Department of Justice

Federal Bureau of Investigation

In Reply, Please Refer to
File No.

100 Davidson Ave.
Somerset, NJ 08873
732-302-2921
February 4, 2011

Attention:



(b) 6, 7C

b6
b7C

Fax:

202-514-6113

Attached: Google 302's

Pages: 10 (including cover)

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 12/16/2010

On December 15, 2010, SA [redacted] and SA [redacted] met with [redacted] DOB [redacted] SSAN [redacted] business name GOOGLE INC., title [redacted] business address 1500 Crittenden Lane, Mountain View, California, email address [redacted]. Also present at this interview was [redacted] (NJ Assistant US Attorney), [redacted] (Computer Crime and Intellectual Property Section), [redacted] (Perkins Coie, GOOGLE Attorney), and [redacted] (GOOGLE litigation counsel). After being advised of the identity of the interviewing agents and the nature of the interview, [redacted] thereafter provided the following information:

b6
b7C

At or about 9:00am PST, [redacted] delivered the conflict statement to [redacted] explaining that the attorneys from Perkins Coie and GOOGLE were there to represent GOOGLE and not him personally. It was made clear that he was in no way under arrest, could leave at any time and it is his right to have a lawyer present if that is his desire. [redacted] responded that he understood.

b6
b7C

[redacted] has worked for GOOGLE since [redacted]. He started on [redacted] and in 2008 he began working on projects involving Wifi including [redacted]. His main priority was to [redacted] and he is now still currently working with Wifi.

b6
b7C

[redacted] started to work with [redacted] business name GOOGLE, title [redacted] in order to [redacted] that were collecting Wifi data from around the world. This data was only available to [redacted].

b6
b7C

When [redacted] heard of the [redacted] he questioned whether the [redacted]. It was never something that he concentrated on and he stated that there is no interest in that [redacted] because [redacted]. He said that the [redacted].

b6
b7C
b7DInvestigation on 12/15/2010 at Mountain View, CaliforniaFile # [redacted] Date dictated 12/16/2010by SA [redacted]
SA [redacted]b7A
b6
b7C

[redacted]

b7A

Continuation of FD-302 of

[redacted]

, On 12/15/2010, Page 2

b6
b7C

[redacted] said that [redacted] may have had his own ideas about [redacted] and that [redacted] had a [redacted] mentality [redacted] did not know of any other analysis [redacted]

b6
b7C
b7D

To close the meeting, [redacted] stated to [redacted] that he was in the presence of federal agents, and lying to them is a federal crime. [redacted] told [redacted] to contact the agents or DOJ representatives if he thinks of anything else that may be helpful.

b6
b7C

Sobonya, David P. (RMD) (FBI)

From: [redacted]@requests.muckrock.com
Sent: Thursday, May 28, 2015 1:14 PM
To: FOIPARquest
Subject: Freedom of Information Request: Discussions of Android and iOS

b6
b7C

May 28, 2015
Federal Bureau of Investigation
Federal Bureau of Investigation
Attn: FOI/PA Request
Record/Information Dissemination Section
170 Marcel Drive
Winchester, VA 22602-4843

To Whom It May Concern:

This is a request under the Freedom of Information Act. I hereby request the following records:

All records containing discussions of the Apple iOS and Google Android mobile operating systems.

The requested documents will be made available to the general public, and this request is not being made for commercial purposes.

In the event that fees cannot be waived, I would be grateful if you would inform me of the total charges in advance of fulfilling my request. I would prefer the request filled electronically, by e-mail attachment if available or CD-ROM if not.

Thank you in advance for your anticipated cooperation in this matter. I look forward to receiving your response to this request within 20 business days, as the statute requires.

Sincerely,

[redacted]

b6
b7C

Filed via MuckRock.com
E-mail (Preferred): [redacted]@requests.muckrock.com

For mailed responses, please address (see note):
MuckRock News
DEPT MR 18174
PO Box 55819
Boston, MA 02205-5819

MAY 28 2015

PLEASE NOTE the new address as well as the fact that improperly addressed (i.e., with the requester's name rather than MuckRock News) requests might be returned by the USPS as undeliverable.





U.S. Department of Justice

Federal Bureau of Investigation
Washington, D.C. 20535

June 8, 2015

[REDACTED]
MUCKROCK NEWS
DEPT MR 18174
POST OFFICE BOX 55819
BOSTON, MA 02205-5819

b6
b7C

Request No.: 1329810-000
Subject: GOOGLE ANDROID
(MOBILE OPERATING SYSTEM)

Dear [REDACTED]

This is in response to your Freedom of Information Act (FOIA) request regarding Google Android mobile operating system.

The FOIA provides for access to Government records where the records sought are "reasonably described" [Title 5, United States Code, Section 552a(a)(3)(A)]. Your letter does not contain enough descriptive information to permit a search of our records. In accordance with Title 28, Code of Federal Regulations, Part 16.3(b), please provide us more specific information.

Examples of specific information which could assist in locating potentially responsive records within a reasonable amount of effort are as follows:

- Complete names of individuals
 - Birth date
 - Place of birth
 - Place of death
 - Location of incident
- Organizations/Events
 - Date of event
 - time frame
 - Location
- Specific time frame
- Specific location

For questions on how to reasonably describe your request, please email us at foipaquestions@ic.fbi.gov. You may also visit www.fbi.gov and select "Stats and Services," "FOIA/Records Requests," and "Requesting FBI Records" for additional guidance.

You may file an appeal by writing to the Director, Office of Information Policy (OIP), U.S. Department of Justice, 1425 New York Ave., NW, Suite 11050, Washington, D.C. 20530-0001, or you may submit an appeal through OIP's eFOIA portal at <http://www.justice.gov/oip/efoia-portal.html>. Your appeal must be received by OIP within sixty (60) days from the date of this letter in order to be considered timely. The envelope and the letter should be clearly marked "Freedom of Information Appeal." Please cite the FOIPA Request Number in any correspondence to us for proper identification of your request.

Enclosed for your information is a copy of the FBI Fact Sheet.

Sincerely,

A handwritten signature in black ink, appearing to read "D Hardy", followed by a large, stylized number "3".

David M. Hardy
Section Chief,
Record/Information
Dissemination Section
Records Management Division

Enclosure



FBI FACT SHEET

- The primary functions of the FBI are national security and law enforcement.
- The FBI does not keep a file on every citizen of the United States.
- The FBI was not established until 1908 and we have very few records prior to the 1920s.
- FBI files generally contain reports of FBI investigations of a wide range of matters, including counterterrorism, counter-intelligence, cyber crime, public corruption, civil rights, organized crime, white collar crime, major thefts, violent crime, and applicants.
- The FBI does not issue clearances or non-clearances for anyone other than its own personnel or persons having access to FBI facilities. Background investigations for security clearances are conducted by many different Government agencies. Persons who received a clearance while in the military or employed with some other government agency should contact that entity. Most government agencies have websites which are accessible on the internet which have their contact information.
- A criminal history summary check or "rap sheet" is NOT the same as an "FBI file." It is a listing of information taken from fingerprint cards and related documents submitted to the FBI in connection with arrests, federal employment, naturalization or military service. The subject of a "rap sheet" may obtain a copy by submitting a written request to FBI, Criminal Justice Information Services (CJIS) Division, Record Request, 1000 Custer Hollow Road, Clarksburg, West Virginia 26306. Along with a specific written request, the individual must submit a new full set of his/her fingerprints in order to locate the record, establish positive identification, and ensure that an individual's records are not disseminated to an unauthorized person. The fingerprint submission must include the subject's name, date and place of birth. There is a required fee of \$18 for this service, which must be submitted by money order or certified check made payable to the Treasury of the United States. A credit card payment option is also available. Forms for this option and additional directions may be obtained by accessing the FBI Web site at www.fbi.gov/about-us/cjis/background-checks/background_checks.
- The National Name Check Program (NNCP) conducts a search of the FBI's Universal Index (UNI) to identify any information contained in FBI records that may be associated with an individual and provides the results of that search to a requesting federal, state or local agency. Names are searched in a multitude of combinations and phonetic spellings to ensure all records are located. The NNCP also searches for both "main" and "cross reference" files. A main file is an entry that carries the name corresponding to the subject of a file, while a cross reference is merely a mention of an individual contained in a file. The results from a search of this magnitude can result in several "hits" and "idents" on an individual. In each instance where UNI has identified a name variation or reference, information must be reviewed to determine if it is applicable to the individual in question.
- The Record/Information Dissemination Section (RIDS) searches for records and provides copies of FBI files responsive to Freedom of Information or Privacy Act (FOIPA) requests for information. RIDS provides responsive documents to requesters seeking "reasonably described information." For a FOIPA search, the subject's name, event, activity, or business is searched to determine whether there is an associated investigative file. This is called a "main file search" and differs from the NNCP search.

FOR GENERAL INFORMATION ABOUT THE FBI, VISIT OUR WEBSITE AT
www.fbi.gov

Sobonya, David P.

From: [redacted]@requests.muckrock.com
Sent: Tuesday, November 19, 2013 2:27 PM
To: Sobonya, David P.
Subject: Follow up to Freedom of Information Request: Invoices to the FBI from Google, Inc.

b6
b7C

November 19, 2013
Federal Bureau of Investigation
Federal Bureau of Investigation
Attn: FOI/PA Request
Record/Information Dissemination Section
170 Marcel Drive
Winchester, VA 22602-4843

This is a follow up to a previous request:

Hello,

Please amend my request to a list of invoices from Google, Inc. to the agency over the past 3 years. If retrieving the full list of invoices is too burdensome, please provide a list of invoices concerning the Criminal, Cyber, Response, and Services Branch within the agency.

Please include any processing notes made in completing this request.

Thanks,

[redacted]

On Nov. 15, 2013:

A fix is required to perfect the request. The request has been rejected as being too vague, burdensome or otherwise unprocessable.

b6
b7C

On Nov. 5, 2013:

Dear [redacted]

The FBI has received your Freedom of Information Act/Privacy (FOIPA) request and it will be forwarded to Initial Processing for review. Your request will be processed under the provisions of FOIPA and a response will be mailed to you at a later date.

Requests for fee waivers and expedited processing will be addressed once your request has been assigned an FOIPA request number. You will receive written notification of the FBI's decision.

Information regarding the Freedom of Information Act/Privacy is available at <http://www.fbi.gov/> or <http://www.fbi.gov/foia/>. If you require additional assistance please contact the Public Information Officer.

On Nov. 5, 2013:

To Whom It May Concern:

This is a request under the Freedom of Information Act. I hereby request the following records:

Copies of invoices from Google, Inc. to the agency over the past 10 years. If retrieving the invoices themselves is too burdensome please provide a list of invoices. Please include any processing notes made in completing this request.

I also request that, if appropriate, fees be waived as I believe this request is in the public interest. The requested documents will be made available to the general public free of charge as part of the public information service at MuckRock.com, processed by a representative of the news media/press and is made in the process of news gathering and not for commercial usage.

In the event that fees cannot be waived, I would be grateful if you would inform me of the total charges in advance of fulfilling my request. I would prefer the request filled electronically, by e-mail attachment if available or CD-ROM if not.

Thank you in advance for your anticipated cooperation in this matter. I look forward to receiving your response to this request within 20 business days, as the statute requires.

Sincerely,

[Redacted Signature]

b6
b7C

Filed via MuckRock.com

E-mail (Preferred): [Redacted]@requests.muckrock.com

For mailed responses, please address (see note):

MuckRock News

DEPT MR 8797

PO Box 55819

Boston, MA 02205-5819

PLEASE NOTE the new address as well as the fact that improperly addressed (i.e., with the requester's name rather than MuckRock News) requests might be returned by the USPS as undeliverable.



U.S. Department of Justice

Federal Bureau of Investigation
Washington, D.C. 20535

December 18, 2013

[REDACTED]
MUCKROCK NEWS
DEPT MR 8797
POST OFFICE BOX 55819
BOSTON, MA 02205-5819

b6
b7C

FOIPA Request No.: 1240052-0
Subject: INVOICES RECEIVED BY CCRSB
FROM GOOGLE, INC (NOV 2010 –
PRESENT)

Dear [REDACTED]

This acknowledges receipt of your Freedom of Information/Privacy Acts (FOIPA) request to the FBI.

- ☒ Your request has been received at FBI Headquarters for processing.
- ☐ Your request has been received at the [_____] Resident Agency / [_____] Field Office] and forwarded to FBI Headquarters for processing.
- ☒ We are searching the indices to our Central Records System for the information responsive to this request. We will inform you of the results in future correspondence.
- ☒ Your request for a fee waiver is being considered and you will be advised of the decision at a later date.
- ☒ Please check for the status of your FOIPA request at www.fbi.gov/foia.

The FOIPA Request number listed above has been assigned to your request. Please use this number in all correspondence concerning your request. Your patience is appreciated.

Sincerely,

David M. Hardy
Section Chief,
Record/Information
Dissemination Section
Records Management Division



U.S. Department of Justice

Federal Bureau of Investigation
Washington, D.C. 20535

January 31, 2014

[REDACTED]
MUCKROCK NEWS
DEPT MR 8797
POST OFFICE BOX 55819
BOSTON, MA 02205-5819

b6
b7C

FOIPA Request No.: 1240052-000
Subject: INVOICES RECEIVED BY CCRSB
FROM GOOGLE, INC (NOV 2010 -
PRESENT)

Dear [REDACTED]

This is in response to your Freedom of Information Act (FOIA) request.

Based on the information you provided, we conducted a search of the Central Records System. We were unable to identify main file records responsive to the FOIA. If you have additional information pertaining to the subject that you believe was of investigative interest to the Bureau, please provide us the details and we will conduct an additional search.

It is unnecessary to adjudicate your fee waiver request because no responsive main file records were found.

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. See 5 U.S. C. § 552(c) (2006 & Supp. IV (2010)). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.

You may file an appeal by writing to the Director, Office of Information Policy (OIP), U.S. Department of Justice, 1425 New York Ave., NW, Suite 11050, Washington, D.C. 20530-0001, or you may submit an appeal through OIP's eFOIA portal at <http://www.justice.gov/oip/efoia-portal.html>. Your appeal must be received by OIP within sixty (60) days from the date of this letter in order to be considered timely. The envelope and the letter should be clearly marked "Freedom of Information Appeal." Please cite the FOIPA Request Number in any correspondence to us for proper identification of your request.

Enclosed for your information is a copy of the FBI Fact Sheet.

Sincerely,

David M. Hardy
Section Chief,
Record/Information
Dissemination Section
Records Management Division

Enclosure

(MTC)

FOIA
(A)
FBI

RECEIVED

FEB 26 2014

Office of Information Policy

Director, Office of Information Policy (OIP)
US Department of Justice
1425 New York Ave., NW, Suite 11050
Washington, DC 20530-0001

February 18, 2014

To the FBI Freedom of Information Act Appeal Authority,

This letter constitutes a formal appeal under the U.S. Freedom of Information and Privacy Acts (5 U.S.C. 552/552a) and the regulations promulgated thereunder.

Along with a letter dated Jan. 31, 2014, the FBI responded to my request for copies of invoices to the FBI from Google, Inc. by saying no responsive records were found. You had assigned the request reference number #1240052-000.

The FBI performed an inadequate search for records responsive to my request, which is violative of the FOIA. I hereby appeal the FBI inadequate search for records responsive to my request and request that the FBI conduct a new complete and thorough search for copies of invoices to the agency from Google, Inc. over the past 10 years.

Sincerely,

[Redacted Signature]

b6
b7C

On Feb. 3, 2014:

Dear [Redacted]

Please check the Status of Your FOIPA Request at: <http://www.fbi.gov> and access the (Freedom of Information Act) link at the bottom of the page, or <http://www.fbi.gov/foia>, or <http://vault.fbi.gov/fdps-1/@@search-fdps>, and follow the instructions below.

Check the Status of Your FOIPA Request

If your FOIPA Number is 11195846-0 please enter 11195846-000 into the system. If your FOIPA number is 11195846-1 please enter 11195846-001 into the system.

Find status of FOIPA--Last updated on January 29, 2014

Please enter the whole FOIPA number- Example: 1234567-000

FOIPA:

Results will show the Request Number, Case Type and Process Description shown below:

FOIPA

1234567-000

Case Type

FOIPA

Process Description (will display the current progress of request)

The FBI's FOIPA Program is searching the FBI's indices for potentially responsive documents. You may be contacted via formal letter for all fees and/or negotiation issues that may apply.

NOTE: Recent requests are entered into the FOIPA database in the order that they are received. Before you can check the status online, you must have received correspondence assigning a FOIPA request number and the information transferred to the online status database. Status information is updated weekly. At this time, closed requests are not available.

Thank you,

David P. Sobonya
Public Information Officer/Legal Admin. Specialist
Record/Information Dissemination Section (RIDS)
FBI-Records Management Division
170 Marcel Drive, Winchester, VA 22602-4843
PIO: (540) 868-4593
Direct: (540) 868-4286
Fax: (540) 868-4391/4997

On Feb. 3, 2014:

A no responsive documents response.

On Jan. 31, 2014:

To Whom It May Concern:

I wanted to follow up on the following Freedom of Information request, copied below, and originally submitted on Nov. 5, 2013. Please let me know when I can expect to receive a response, or if further clarification is needed. You had assigned it reference number #1240052-0.

Thank you for your help.

On Dec. 19, 2013:

Dear

Please check the Status of Your FOI/PA Request at: <http://www.fbi.gov> (Freedom of information Act link), <http://www.fbi.gov/foia> or <http://vault.fbi.gov/fdps-1/@@search-fdps> and follow the instructions below.

Check the Status of Your FOI/PA Request

If your FOIPA Number is 11195846-0 please enter 11195846-000 into the system. If your FOIPA number is 11195846-1 please enter 11195846-001 into the system.

Find status of FOIPA-Last updated on December 18, 2013

Please enter the whole FOI/PA number- Example: 1234567-000

FOIPA:

Results will show the Request Number, Case Type and Process Description shown below:

FOIPA

1234567-000

Case Type

b6
b7c

FOIPA

Process Description (will display the current progress of request)

The FBI's FOIPA Program is searching the FBI's indices for potentially responsive documents. You may be contacted via formal letter for all fees and/or negotiation issues that may apply.

NOTE: Recent requests are entered into the FOIPA database in the order that they are received. Before you can check the status online, you must have received correspondence assigning a FOIPA request number and the information transferred to the online status database. Status information is updated weekly. At this time, closed requests are not available.

Thank you,

David P. Sobonya
Public Information Officer/Legal Admin. Specialist
Record/Information Dissemination Section (RIDS)
FBI-Records Management Division
170 Marcel Drive, Winchester, VA 22602-4843
PIO: (540) 868-4593
Direct: (540) 868-4286
Fax: (540) 868-4391/4997

On Dec. 19, 2013:

To Whom It May Concern:

I wanted to follow up on the following Freedom of Information request, copied below, and originally submitted on Nov. 5, 2013. Please let me know when I can expect to receive a response, or if further clarification is needed.

Thank you for your help.

On Dec. 19, 2013:

An acknowledgement letter, stating the request is being processed.

On Nov. 19, 2013:

Dear

The FBI has received your additional correspondence regarding your Freedom of Information Act/Privacy (FOIPA) request and it has been forwarded to the assigned analyst for review. If appropriate, a response will be forthcoming.

Additional information regarding the FOIPA may be accessed at <http://www.fbi.gov/> or <http://www.fbi.gov/foia/>.

If you require additional assistance please contact me.

Thank you,

David P. Sobonya
Public Information Officer/Legal Admin. Specialist

b6
b7c

Record/Information Dissemination Section (RIDS)
FBI-Records Management Division
170 Marcel Drive, Winchester, VA 22602-4843
PIO: (540) 868-4593
Direct: (540) 868-4286
Fax: (540) 868-4391/4997

On Nov. 19, 2013:

Hello,

Please amend my request to a list of invoices from Google, Inc. to the agency over the past 3 years. If retrieving the full list of invoices is too burdensome, please provide a list of invoices concerning the Criminal, Cyber, Response, and Services Branch within the agency.

Please include any processing notes made in completing this request.

Thanks,

[Redacted]

On Nov. 15, 2013:

A fix is required to perfect the request. The request has been rejected as being too vague, burdensome or otherwise unprocessable.

On Nov. 5, 2013:

Dear [Redacted]

The FBI has received your Freedom of Information Act/Privacy (FOIPA) request and it will be forwarded to Initial Processing for review. Your request will be processed under the provisions of FOIPA and a response will be mailed to you at a later date.

Requests for fee waivers and expedited processing will be addressed once your request has been assigned an FOIPA request number. You will receive written notification of the FBI's decision.

Information regarding the Freedom of Information Act/Privacy is available at <http://www.fbi.gov/> or <http://www.fbi.gov/foia/>. If you require additional assistance please contact the Public Information Officer.

On Nov. 5, 2013:

To Whom It May Concern:

This is a request under the Freedom of Information Act. I hereby request the following records:

Copies of invoices from Google, Inc. to the agency over the past 10 years. If retrieving the invoices themselves is too burdensome please provide a list of invoices. Please include any processing notes made in completing this request.

b6
b7c

I also request that, if appropriate, fees be waived as I believe this request is in the public interest. The requested documents will be made available to the general public free of charge as part of the public information service at MuckRock.com, processed by a representative of the news media/press and is made in the process of news gathering and not for commercial usage.

In the event that fees cannot be waived, I would be grateful if you would inform me of the total charges in advance of fulfilling my request. I would prefer the request filled electronically, by e-mail attachment if available or CD-ROM if not.

Thank you in advance for your anticipated cooperation in this matter. I look forward to receiving your response to this request within 20 business days, as the statute requires.

Sincerely,

[Redacted Signature]

Filed via MuckRock.com

E-mail (Preferred): [Redacted]@requests.muckrock.com

For mailed responses, please address (see note):

MuckRock News
DEPT MR 8797
PO Box 55819
Boston, MA 02205-5819

PLEASE NOTE the new address as well as the fact that improperly addressed (i.e., with the requester's name rather than MuckRock News) requests might be returned by the USPS as undeliverable.

b6
b7c



U.S. Department of Justice
Office of Information Policy
Suite 11050
1425 New York Avenue, NW
Washington, DC 20530-0001

Telephone: (202) 514-3642

July 29, 2014

[Redacted]

MuckRock News
Department MR 8797
Post Office Box 55819
Boston, MA 02205-5819
[Redacted]@requests.muckrock.com

Re: Appeal No. AP-2014-01882
Request No. 1240052
SRO:MTC

b6
b7C

VIA: E-mail

Dear [Redacted]

You appealed from the action of the Federal Bureau of Investigation on your request for access to invoices from Google, Inc. to the FBI for the past three years.

After carefully considering your appeal, I am affirming the FBI's action on your request. The FBI informed you that it could locate no responsive records subject to the Freedom of Information Act in its files. I have determined that the FBI's action was correct and that it conducted an adequate, reasonable search for such records. I note that the FBI conducted its search in all of the divisions mentioned in your request.

Finally, I note that on appeal you seek various additional records that you did not originally request. You may not on appeal expand the scope of your narrowed request, which was limited to records from the past three years. Accordingly, to the extent that you now seek records from the past ten years, you may wish to submit a new FOIA request directly to the FBI.

Please be advised that this Office's decision was made only after a full review of this matter. Your appeal was assigned to an attorney with this Office who thoroughly reviewed and analyzed your appeal, your underlying request, and the action of the FBI in response to your request.

If you are dissatisfied with my action on your appeal, the FOIA permits you to file a lawsuit in federal district court in accordance with 5 U.S.C. § 552(a)(4)(B).

For your information, the Office of Government Information Services (OGIS) offers mediation services to resolve disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation. Using OGIS services does not affect your right to pursue litigation. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, Room 2510, 8601 Adelphi Road,

- 2 -

College Park, Maryland 20740-6001; e-mail at ogis@nara.gov; telephone at 301-837-1996; toll free at 1-877-684-6448; or facsimile at 301-837-0348.

Sincerely,

A handwritten signature in cursive script, appearing to read "Sean R. O'Neill".

Sean R. O'Neill
Chief
Administrative Appeals Staff



U.S. Department of Justice

Office of Information Policy

Telephone: (202) 514-3642

Washington, D.C. 20530

March 11, 2014

[Redacted]
MuckRock News
DEPT MR 8797
POB 55819
Boston, MA 02205-5819
[Redacted]@requests.muckrock.com

b6
b7C

Re: Request No. 1240052

Dear [Redacted]

This is to advise you that your administrative appeal from the action of the Federal Bureau of Investigation was received by this Office on February 26, 2014.

The Office of Information Policy has the responsibility of adjudicating such appeals. In an attempt to afford each appellant equal and impartial treatment, we have adopted a general practice of assigning appeals in the approximate order of receipt. Your appeal has been assigned number **AP-2014-01882**. Please mention this number in any future correspondence to this Office regarding this matter. Please note that if you provide an e-mail address or another electronic means of communication with your appeal, this Office may respond to your appeal electronically even if you submitted your appeal to this Office via regular U.S. Mail.

We will notify you of the decision on your appeal as soon as we can. If you have any questions about the status of your appeal, you may contact me at the number above. If you have submitted your appeal through this Office's online electronic appeal portal, you may also obtain an update on the status of your appeal by logging into your portal account.

Sincerely,

Priscilla Jones
Supervisory Administrative Specialist

Sobonya, David P.

From: [redacted]@requests.muckrock.com
Sent: Tuesday, October 28, 2014 4:21 PM
To: FOIPARquest
Subject: Freedom of Information Request: Emails Between James Comey and Google, Inc.

b6
b7C

October 28, 2014
Federal Bureau of Investigation - FBI
Federal Bureau of Investigation
Attn: FOI/PA Request
Record/Information Dissemination Section
170 Marcel Drive
Winchester, VA 22602-4843

To Whom It May Concern:

This is a request under the Freedom of Information Act. I hereby request the following records:

Any and all emails between

- 1.) James Comey or his assistants or representatives
and
- 2.) employees, contractors, or representatives of Google, Inc. between Jan. 1, 2014 and Oct. 28, 2014, inclusive.

I also request that, if appropriate, fees be waived as I believe this request is in the public interest. The requested documents will be made available to the general public free of charge as part of the public information service at MuckRock.com, processed by a representative of the news media/press and is made in the process of news gathering and not for commercial usage.

In the event that fees cannot be waived, I would be grateful if you would inform me of the total charges in advance of fulfilling my request. I would prefer the request filled electronically, by e-mail attachment if available or CD-ROM if not.

Thank you in advance for your anticipated cooperation in this matter. I look forward to receiving your response to this request within 20 business days, as the statute requires.

Sincerely,

[redacted]

b6
b7C

Filed via MuckRock.com
E-mail (Preferred): [redacted]@requests.muckrock.com

For mailed responses, please address (see note):
MuckRock News
DEPT MR 13987
PO Box 55819
Boston, MA 02205-5819

1 / 10 / 2014
okay-
working
w/ LR

PLEASE NOTE the new address as well as the fact that improperly addressed (i.e., with the requester's name rather than MuckRock News) requests might be returned by the USPS as undeliverable.



Mail Triage Sheet

Subject: Emails between James
Comey and Google

- ☒ High Visibility Request
- ☐ Major Case
- ☐ Amendment
- ☐ MDR
- ☐ Contract Case
- ☐ Previously Handled Return to _____
- ☐ Additional Research Conducted

Discuss case with

<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>

Comments/Instructions: Email
The subject, requester, FOIA #,
and date opened.

This request will be limited to
emails between Comey and
Google.

See for a

b6
b7C
b7E



U.S. Department of Justice

Federal Bureau of Investigation
Washington, D.C. 20535

November 21, 2014

[Redacted]
MUCKROCK NEWS
DEPARTMENT MR 13987
POST OFFICE BOX 55819
BOSTON, MA 02205-5819

b6
b7C

FOIPA Request No.: 1311016-000
Subject: ALL EMAILS BETWEEN
DIRECTOR COMEY OR ASSISTANTS AND
REPRESENTATIVES AND GOOGLE INC.
(JANUARY 1, 2014-OCTOBER 28, 2014)

Dear [Redacted]

This acknowledges receipt of your Freedom of Information Act (FOIA) request to the FBI.

- ☒ Your request has been received at FBI Headquarters for processing.
- ☐ Your request has been received at the [_____] Resident Agency / [_____] Field Office] and forwarded to FBI Headquarters for processing.
- ☒ We are searching the indices to our Central Records System for the information responsive to this request. We will inform you of the results in future correspondence.
- ☒ Your request for a fee waiver is being considered and you will be advised of the decision at a later date.
- ☒ Please check for the status of your FOIPA request at www.fbi.gov/foia by clicking on **Check the Status of Your FOIPA Request** under **Records Available Now** located on the right side of the page. Status updates are adjusted weekly. The status of newly assigned requests may not be available until the next weekly update. If the FOIPA has been closed the notice will indicate that appropriate correspondence has been mailed to the address on file.

The FOIPA Request number listed above has been assigned to your request. Please use this number in all correspondence concerning your request. Your patience is appreciated.

Sincerely,

David M. Hardy
Section Chief,
Record/Information
Dissemination Section
Records Management Division



U.S. Department of Justice

Federal Bureau of Investigation
Washington, D.C. 20535

June 30, 2015

[REDACTED]
MUCKROCK NEWS
DEPARTMENT MR 13987
POST OFFICE BOX 55819
BOSTON, MA 02205-5819

b6
b7C

FOIPA Request No.: 1311016-000
Subject: ALL EMAILS BETWEEN
DIRECTOR COMEY OR ASSISTANTS AND
REPRESENTATIVES AND GOOGLE INC.
(JANUARY 1, 2014-OCTOBER 28, 2014)

Dear [REDACTED]

This is in response to your Freedom of Information Act (FOIA) request.

Based on the information you provided, we conducted a search of the Central Records System. We were unable to identify main file records responsive to the FOIA. If you have additional information pertaining to the subject that you believe was of investigative interest to the Bureau, please provide us the details and we will conduct an additional search.

It is unnecessary to adjudicate your request for a fee waiver as no responsive main files were located.

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. See 5 U.S.C. § 552(c) (2006 & Supp. IV (2010)). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.

For questions regarding our determinations, visit the www.fbi.gov/foia website under "Contact Us." The FOIPA Request Number listed above has been assigned to your request. Please use this number in all correspondence concerning your request. Your patience is appreciated.

You may file an appeal by writing to the Director, Office of Information Policy (OIP), U.S. Department of Justice, 1425 New York Ave., NW, Suite 11050, Washington, D.C. 20530-0001, or you may submit an appeal through OIP's eFOIA portal at <http://www.justice.gov/oip/efoia-portal.html>. Your appeal must be received by OIP within sixty (60) days from the date of this letter in order to be considered timely. The envelope and the letter should be clearly marked "Freedom of Information Appeal." Please cite the FOIPA Request Number in any correspondence to us for proper identification of your request.

Enclosed for your information is a copy of the FBI Fact Sheet.

Sincerely,

David M. Hardy
Section Chief,
Record/Information
Dissemination Section
Records Management Division

Enclosure

Mail Triage Instruction

*This page needs to be scanned in with correspondence received.

Category

☒ High Vis

☐ Major Case

☐ Reviewed by triage/front office, determined not to be high vis

WPU - Email me the subject, requester, FOIA# & date opened
SSTs - Let me know who opens this request.

Front Office Instruction:

Information Flags:

☒ Expedite (acknowledge within 10 days)

☐ Fee Waiver

Expedite/Fee Waiver Instruction:

Handling Instruction(s):

☐ Route to CJIS

☐ Route to Exec Sec

☐ Received from CJIS, handle FBI portion and re-route to CJIS

☐ [redacted] required (Contact [redacted])

☐ Send Search EC

Comments:

Questions/comments, discuss request with:

☒ [redacted]
☐ [redacted]
☐ [redacted]

Discuss with:

☐ Expert/Team Lead

Form completed by:

☐ [redacted]

8 JUN 2015

b6
b7C
b7E

b6
b7C
b7E

Sobonya, David P. (RMD) (FBI)

From: [redacted]@propublica.org>
Sent: Saturday, May 30, 2015 5:20 PM
To: FOIPARquest
Subject: FOIA request for 215 applications and orders
Attachments: signature.asc

b6
b7C

Dear FOIA officer,

Pursuant to the federal Freedom of Information Act, 5 U.S.C. § 552, I request access to section 215 applications and orders presented to the following email providers: Microsoft, Yahoo, and Google.

I would like to receive the information in electronic format.

As a representative of the news media I am only required to pay for the direct cost of duplication after the first 100 pages. Through this request, I am gathering the information on the government's role and relationships with internet companies. This information is being sought on behalf of ProPublica, an independent non-profit news organization, for dissemination to the general public.

Please waive any applicable fees. Release of the information is in the public interest because it will contribute significantly to public understanding of government operations and activities.

If my request is denied in whole or part, I ask that you justify all deletions by reference to specific exemptions of the act. I will also expect you to release all segregable portions of otherwise exempt material. I, of course, reserve the right to appeal your decision to withhold any information or to deny a waiver of fees.

As I am making this request as a journalist and this information is of timely value, I would appreciate your communicating with me by telephone, rather than by mail, if you have questions regarding this request.

I look forward to your reply within 20 business days, as the statute requires.

I also would like an estimate on how long it will take to fulfill this request as required by law.

Thank you for your assistance.

Sincerely,

[redacted]
ProPublica
One Exchange Plaza, 55 Broadway
23rd Floor
New York, NY 10006
Phone: [redacted]
Email: [redacted]@propublica.org

b6
b7C


8 JUN 2015



U.S. Department of Justice

Federal Bureau of Investigation
Washington, D.C. 20535

June 12, 2015


PROPUBLICA
155 AVENUE OF THE AMERICAS
13TH FLOOR
NEW YORK, NY 10013

b6
b7c

FOIPA Request No.: 1330307-000
Subject: SECTION 215 APPLICATIONS
AND ORDERS PRESENTED TO
MICROSOFT, YAHOO, AND GOOGLE

Dear 

This acknowledges receipt of your Freedom of Information Acts (FOIA) request to the FBI.

- ☒ Your request has been received at FBI Headquarters for processing.
- ☐ Your request has been received at the _____ Resident Agency / _____ Field Office and forwarded to FBI Headquarters for processing.
- ☒ We are searching the indices to our Central Records System for the information responsive to this request. We will inform you of the results in future correspondence.
- ☐ The subject of your request is currently being processed for public release. Documents will be released to you upon completion.
- ☒ Your request for a fee waiver is being considered and you will be advised of the decision at a later date.
- ☒ In the event your fee waiver is denied and for the purpose of assessing fees, we have made the following determination:
 - ☐ As a commercial use requester, you will be charged applicable search, duplication, and review fees in accordance with 5 USC § 552 (a)(4)(A)(ii)(I).
 - ☒ As an educational institution, noncommercial scientific institution or representative of the news media requester, you will be charged applicable duplication fees in accordance with 5 USC § 552 (a)(4)(A)(ii)(II).
 - ☐ As a general (all others) requester, you will be charged applicable search and duplication fees in accordance with 5 USC § 552 (a)(4)(A)(ii)(III).

Please check for the status of your FOIPA request at www.fbi.gov/foia by clicking on **Check the Status of Your FOIPA Request under Records Available Now** located on the right side of the page. Status updates are adjusted weekly. The status of newly assigned requests may not be available until the next weekly update. If the FOIPA has been closed the notice will indicate that appropriate correspondence has been mailed to the address on file.

For questions regarding our determinations, visit the www.fbi.gov/foia website under "Contact Us." The FOIPA Request number listed above has been assigned to your request. Please use this number in all correspondence concerning your request. Your patience is appreciated.

Should you disagree with any determination referenced in this letter, you may file an appeal by writing to the Director, Office of Information Policy (OIP), U.S. Department of Justice, 1425 New York Ave., NW, Suite 11050, Washington, D.C. 20530-0001, or you may submit an appeal through OIP's eFOIA portal at <http://www.justice.gov/oip/efoia-portal.html>. Your appeal must be received by OIP within sixty (60) days from the date of this letter in order to be considered timely. The envelope and the letter should be clearly marked "Freedom of Information Appeal." Please cite the FOIPA Request Number in any correspondence to us for proper identification of your request.

Sincerely,

A handwritten signature in black ink, appearing to read "D. Hardy", followed by a stylized flourish or number "3".

David M. Hardy
Section Chief,
Record/Information
Dissemination Section
Records Management Division



U.S. Department of Justice

Federal Bureau of Investigation
Washington, D.C. 20535

June 16, 2015

[REDACTED]
PROPUBLICA
155 AVENUE OF THE AMERICAS
13TH FLOOR
NEW YORK, NY 10013

b6
b7C

Request No.: 1330307-000
Subject: SECTION 215 APPLICATIONS
AND ORDERS PRESENTED TO
MICROSOFT, YAHOO, AND GOOGLE

Dear [REDACTED]

This is in response to your Freedom of Information Acts (FOIA) request regarding Section 215 applications and orders presented to Microsoft, Yahoo, and Google.

The FOIA provides for access to Government records where the records sought are "reasonably described" [Title 5, United States Code, Section 552a(a)(3)(A)]. Your letter does not contain enough descriptive information to permit a search of our records. In accordance with Title 28, Code of Federal Regulations, Part 16.3(b), please provide us more specific information.

Examples of specific information which could assist in locating potentially responsive records within a reasonable amount of effort are as follows:

- Complete names of individuals
 - Birth date
 - Place of birth
 - Place of death
 - Location of incident
- Organizations/Events
 - Date of event
 - time frame
 - Location
- Specific time frame
- Specific location

For questions on how to reasonably describe your request, please email us at foipaquestions@ic.fbi.gov. You may also visit www.fbi.gov and select "Stats and Services," "FOIA/Records Requests," and "Requesting FBI Records" for additional guidance.

You may file an appeal by writing to the Director, Office of Information Policy (OIP), U.S. Department of Justice, 1425 New York Ave., NW, Suite 11050, Washington, D.C. 20530-0001, or you may submit an appeal through OIP's eFOIA portal at <http://www.justice.gov/oip/efoia-portal.html>. Your appeal must be received by OIP within sixty (60) days from the date of this letter in order to be considered timely. The envelope and the letter should be clearly marked "Freedom of Information Appeal." Please cite the FOIPA Request Number in any correspondence to us for proper identification of your request.

Enclosed for your information is a copy of the FBI Fact Sheet.

Sincerely,

A handwritten signature in black ink, appearing to read "D. Hardy", followed by a stylized flourish or number "3".

David M. Hardy
Section Chief,
Record/Information
Dissemination Section
Records Management Division

Enclosure

[redacted]
New Scientist
201 Mission Street, 26th Floor
San Francisco
CA 94105

b6
b7C

Cell: [redacted]

March 18, 2010

David M. Hardy, Chief
Record/Information Dissemination Section
Records Management Division
Federal Bureau of Investigation
Department of Justice
170 Marcel Drive
Winchester, VA 22602-4843

FOIA REQUEST
Fee benefit requested

Dear FOIA Officer:

Pursuant to the federal Freedom of Information Act, 5 U.S.C. § 552, I request access to and copies of all records that include data on, or summaries of, the search warrants, subpoenas and court orders served annually by the Federal Bureau of Investigation against the following companies: Google, Yahoo!, Microsoft, AOL, Facebook, Twitter and MySpace. I request these annual records for each of the previous ten years.

My request is not for individual search warrants, subpoenas or court orders, or details contained within those records. I appreciate that these are not available under the Freedom of Information Act. I only seek records that provide summaries, statistical or otherwise, of the number and nature of search warrants, subpoenas or court orders issued annually by the bureau to the companies listed above.

I agree to pay reasonable duplication fees for the processing of this request in an amount not to exceed \$200. However, please notify me prior to your incurring any expenses in excess of that amount.

As a representative of the news media I am only required to pay for the direct cost of duplication after the first 100 pages. Through this request, I am gathering information on government access to the personal data held by web service providers. This information is of current interest to the public because users of these services are entitled to know how their personal data can be accessed by third parties. This information is being sought on behalf of *New Scientist* magazine for dissemination to the general public.

Please waive any applicable fees. Release of the information is in the public interest because it will contribute significantly to public understanding of government operations and activities.

If my request is denied in whole or part, I ask that you justify all deletions by reference to specific exemptions of the act. I will also expect you to release all segregable portions of otherwise exempt material. I, of course, reserve the right to appeal your decision to withhold any information or to deny a waiver of fees.

Please provide expedited processing of this request, which concerns a matter of urgency. As a journalist, I am primarily engaged in disseminating information. The public has an urgent need for information about government access to data held by internet companies because the Federal Trade Commission is currently consulting on consumer data and privacy. I certify that my statements concerning the need for expedited processing are true and correct to the best of my knowledge and belief.

I would appreciate your communicating with me by telephone, rather than by mail, if you have questions regarding this request. I can be reached on

I look forward to your reply within 20 business days, as the statute requires.

Thank you for your assistance.

Sincerely,

b6
b7C



201 Mission Street, 26th Floor
San Francisco, CA 94105



049J82045222

\$00.440

03-19-2010

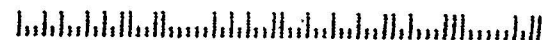
Mailed From 94105
US POSTAGE

David M. Hardy
Record/Information Dissemination Section
Records Management Division
Federal Bureau of Investigation
Dept. of Justice
170 Marvel Dr.
Winchester

WINCHESTER ICRC
MAR 24 2010
OPENED & INSPECTED

VA 22602 -
4843

2260284843





Federal Bureau of Investigation

Washington, D.C. 20535

May 3, 2010

[Redacted]
NEW SCIENTIST
26TH FLOOR
201 MISSION STREET
SAN FRANCISCO, CA 94105

b6
b7C

FOIPA Request No.: 1146867- 000
Subject: GOOGLE (2000-2010)

Dear [Redacted]

- ☒ This acknowledges receipt of your Freedom of Information-Privacy Acts (FOIPA) request to the FBI. The FOIPA number listed above has been assigned to your request.
- ☐ For an accurate search of our records, please provide the complete name, alias, date and place of birth for the subject of your request. Any other specific data you could provide such as prior addresses, or employment information would also be helpful. If your subject is deceased, please include date and proof of death.
- ☐ To make sure information about you is not released to someone else, we require your notarized signature or, in place of a notarized signature, a declaration pursuant 28 U.S.C. § 1746. For your convenience, the reverse side of this letter contains a form which may be used for this purpose.
- ☐ If you want the FBI's Criminal Justice Information System (CJIS) to perform a search for your arrest record, please follow the enclosed instructions in Attorney General Order 556-73. You must submit fingerprint impressions so a comparison can be made with the records kept by CJIS. This is to make sure your information is not released to an unauthorized person.
- ☒ We are searching the indices to our Central Records System for the information you requested, and will inform you of the results as soon as possible.
- ☐ Processing delays have been caused by the large number of requests received by the FBI. We will process your request(s) as soon as possible.

Your request has been assigned the number indicated above. Please use this number in all correspondence with us. Your requests for a fee waiver and expedited processing are being considered and you will be advised as to their status at a later date. Your patience is appreciated.

A handwritten signature in black ink, appearing to read "D. A. H. 3", is located above the closing text.

Very truly yours,

Dissemination Section

David M. Hardy
Section Chief,
Record/Information

Records Management Division



Federal Bureau of Investigation

Washington, D.C. 20535

August 26, 2010

[Redacted]
NEW SCIENTIST
26TH FLOOR
201 MISSION STREET
SAN FRANCISCO, CA 94105

b6
b7C

FOIPA Request No.: 1146867- 000
Subject: GOOGLE (2000-2010)

Dear [Redacted]

This is in reference to your letter directed to the Federal Bureau of Investigation (FBI), in which you requested expedited processing for the above-referenced Freedom of Information /Privacy Acts (FOIPA) request. Pursuant to the Department of Justice (DOJ) standards permitting expedition, expedited processing can only be granted when it is determined that a FOIPA request involves one or more of the below categories.

You have requested expedited processing according to:

- ☐ 28 C.F.R. §16.5 (d)(1)(i): "Circumstances in which the lack of expedited treatment could reasonably be expected to pose an imminent threat to the life or physical safety of an individual."
- ☒ 28 C.F.R. §16.5 (d)(1)(ii): "An urgency to inform the public about an actual or alleged federal government activity, if made by a person primarily engaged in disseminating information."
- ☐ 28 C.F.R. §16.5 (d)(1)(iii): "The loss of substantial due process of rights."
- ☐ 28 C.F.R. §16.5 (d)(1)(iv): "A matter of widespread and exceptional media interest in which there exist possible questions about the government's integrity which affect public confidence."

You have not provided enough information concerning the statutory requirements permitting expedition; therefore, your request is denied. Based on the information you have provided, I cannot find that there is a particular urgency to inform the public about an actual or alleged federal government activity beyond the public's right to know about government activity generally.

You may appeal this denial by writing to the Office of Information Policy (OIP), United States Department of Justice, 1425 New York Ave., NW, Suite 11050, Washington, D.C., 20530-0001. Your appeal must be received by OIP within sixty (60) days from the date of this letter in order to be considered timely. The envelope and the letter should be clearly marked "Freedom of Information Appeal" or "Information Appeal." Please cite the FOIPA number assigned to your request to facilitate its identification.

A handwritten signature in dark ink, appearing to read "D Hardy", is located above the closing text.

Sincerely yours,

David M. Hardy

Section Chief
Record/Information
Dissemination Section
Records Management Division



U.S. Department of Justice

Federal Bureau of Investigation

Washington, D.C. 20535

September 13, 2010

[REDACTED]
NEW SCIENTIST
26TH FLOOR
201 MISSION STREET
SAN FRANCISCO, CA 94105

b6
b7C

Request No: 1146867-000
Subject: GOOGLE SEARCH WARRANTS
SUBPOENAS (2000 - 2010) ET. AL.

Dear [REDACTED]

This is in response to your Freedom of Information Act ("FOIA") requests referenced above. Your requests for access to and copies of all records that include data on, or summaries of, the search warrants, subpoenas, and court orders served annually by the Federal Bureau of Investigation (FBI) against the following companies: Google, Yahoo!, Microsoft, AOL, Facebook, Twitter, and MySpace are not searchable in our indices. Specifically, your requests are for statistical data, the number and nature of search warrants, subpoenas, or court orders issued annually by the Bureau to the companies listed above.

For your information, the FBI Central Records System is not arranged in a manner that allows for the retrieval of information in the form for which you have requested. Items are indexed according to investigatory interests of the FBI and not recipients of subpoenas. Based on the information you provided, we conducted a search of the indices to our Central Records System and we were unable to identify responsive records.

The FOIA does not require federal agencies to answer inquiries, create records, conduct research, or draw conclusions concerning queried data. Rather the FOIA requires agencies to provide access to reasonably described, nonexempt records.

You may file an appeal by writing to the Director, Office of Information Policy, U.S. Department of Justice, 1425 New York Ave., NW, Suite 11050, Washington, D.C. 20530-0001. Your appeal must be received by OIP within sixty (60) days from the date of this letter in order to be considered timely. The envelope and the letter should be clearly marked "Freedom of Information Appeal." Please cite the FOIA Request Number assigned to your requests.

Sincerely yours,

David M. Hardy
Section Chief,
Record/Information
Dissemination Section
Records Management Division

Sobonya, David P.

From: [redacted]@mashable.com]
Sent: Tuesday, February 11, 2014 6:03 PM
To: FOIPARrequest
Subject: FOIA Request

b6
b7C

Dear FOIA officer,

This is a request under the Freedom of Information Act.

Date range: January 2012 - December 2013

I'd like to request a copy of documentation of any payments made from the FBI to Microsoft, Google, Yahoo, Apple and AOL during 2012 and 2013 for the companies' assistance in processing requests for user data. Please also include documentation of the specific services the companies provided to the FBI.

I am willing to pay whatever costs are necessary for this request. I will pay in the form of a check.

I am seeking this information for editorial use, not for commercial use.

NOTE: If possible, please send this document electronically to [redacted]@mashable.com.

b6
b7C

Thank you for your consideration,

[redacted]
U.S. & World Reporter
Mashable
304 Park Ave. S., 3rd Floor
New York, NY, 10010
516-643-0310

[redacted]@mashable.com

[redacted]
US & World Reporter | Mashable

21 FEB 2014



U.S. Department of Justice

Federal Bureau of Investigation
Washington, D.C. 20535

February 27, 2014

[Redacted]
U.S. & WORLD REPORTER- MASHABLE
3RD FLOOR
304 PARK AVENUE SOUTH
NEW YORK, NY 10010

b6
b7C

Request No.: NFP-30809
Subject: MICROSOFT, GOOGLE, YAHOO,
APPLE, AMERICAN ON LINE

Dear [Redacted]

This is in response to your Freedom of Information/Privacy Act (FOIPA) request regarding documentation of any payments made from the FBI to Microsoft, Google, Yahoo, Apple and America On Line (AOL) during 2012 and 2013 for the companies' assistance in processing requests for user data.

The FOIPA provides for access to Government records where the records sought are "reasonably described" [Title 5, United States Code, Section 552a(a)(3)(A)]. Your letter does not contain enough descriptive information to permit a search of our records. In accordance with Title 28, Code of Federal Regulations, Part 16.3(b), please provide us more specific information. Any information that would help locate the records with a reasonable amount of effort would be appreciated, such as complete names of individuals, organizations or events, dates and places of birth and the approximate time frame of the information sought, etc.

Enclosed for your information is a copy of the FBI Fact Sheet.

Sincerely,

David M. Hardy
Section Chief,
Record/Information
Dissemination Section
Records Management Division

Enclosure

1 236674-0

Sobonya, David P.

From: [redacted]@requests.muckrock.com
Sent: Tuesday, November 05, 2013 10:38 AM
To: FOIPARquest
Subject: Freedom of Information Request: Invoices to the FBI from Google, Inc.

b6
b7C

November 5, 2013
Federal Bureau of Investigation
Federal Bureau of Investigation
Attn: FOI/PA Request
Record/Information Dissemination Section
170 Marcel Drive
Winchester, VA 22602-4843

To Whom It May Concern:

This is a request under the Freedom of Information Act. I hereby request the following records:

Copies of invoices from Google, Inc. to the agency over the past 10 years. If retrieving the invoices themselves is too burdensome please provide a list of invoices. Please include any processing notes made in completing this request.

I also request that, if appropriate, fees be waived as I believe this request is in the public interest. The requested documents will be made available to the general public free of charge as part of the public information service at MuckRock.com, processed by a representative of the news media/press and is made in the process of news gathering and not for commercial usage.

In the event that fees cannot be waived, I would be grateful if you would inform me of the total charges in advance of fulfilling my request. I would prefer the request filled electronically, by e-mail attachment if available or CD-ROM if not.

Thank you in advance for your anticipated cooperation in this matter. I look forward to receiving your response to this request within 20 business days, as the statute requires.

Sincerely,

[redacted]

b6
b7C

Filed via MuckRock.com
E-mail (Preferred): [redacted]@requests.muckrock.com

For mailed responses, please address (see note):
MuckRock News
DEPT MR 8797
PO Box 55819
Boston, MA 02205-5819

07 NOV 2013

PLEASE NOTE the new address as well as the fact that improperly addressed (i.e., with the requester's name rather than MuckRock News) requests might be returned by the USPS as undeliverable.



U.S. Department of Justice

Federal Bureau of Investigation
Washington, D.C. 20535

November 14, 2013

[REDACTED]
MUCKROCK NEWS
DEPT MR 8797
POST OFFICE BOX 55819
BOSTON, MA 02205-5819

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b7C

Request No.: 1236674-0
Subject: COPIES OF INVOICES FROM
GOOGLE, INC.

Dear [REDACTED]

This is in response to your Freedom of Information Act (FOIA) request regarding copies of invoices from Google, Inc.

It is unnecessary to adjudicate your fee waiver because there are no assessable fees.

The FOIPA provides for access to Government records where the records sought are "reasonably described" [Title 5, United States Code, Section 552a(a)(3)(A)]. Your letter does not contain enough descriptive information to permit a search of our records. In accordance with Title 28, Code of Federal Regulations, Part 16.3(b), please provide us more specific information. Any information that would help locate the records with a reasonable amount of effort would be appreciated, such as complete names of individuals, organizations or events, dates and places of birth and the approximate time frame of the information sought, etc.

Enclosed for your information is a copy of the FBI Fact Sheet.

Sincerely,

David M. Hardy
Section Chief,
Record/Information
Dissemination Section
Records Management Division

Enclosure

[redacted]
San Francisco Chronicle
901 Mission St
San Francisco, Ca 94103

e-mail [redacted]@sfchronicle.com

*2/10/04 12:14
offer due
288A-SF-133411*

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FOIPA Section
Federal Bureau of Investigation
Department of Justice
935 Pennsylvania Ave, N.W.
Washington, D C 20535

Feb. 10, 2004

S I'd like to make a Freedom of Information Act request for all F.B I. records related to Google, the Internet search engine I'd like the search to cover all dates within your index

I'm willing to pay all necessary processing fees However, I may be eligible for a waiver for some or all of the costs based on my job as a journalist

The address for Google is the following

Google
2400 Bayshore Parkway
Mountain View, CA 94043

Thank You [redacted]

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[Handwritten signature]



Federal Bureau of Investigation

Washington, D.C. 20535

[REDACTED]
 SAN FRANCISCO CHRONICLE
 901 MISSION STREET
 SAN FRANCISCO, CA 94103

May 13, 2005

b6
b7c

Subject: GOOGLE

FOIPA No. 0991994- 000

Dear [REDACTED]

The enclosed documents were reviewed under the Freedom of Information/Privacy Acts (FOIPA), Title 5, United States Code, Section 552/552a. Deletions have been made to protect information which is exempt from disclosure, with the appropriate exemptions noted on the page next to the excision. In addition, a deleted page information sheet was inserted in the file to indicate where pages were withheld entirely. The exemptions used to withhold information are marked below and explained on the enclosed Form OPCA-16a:

552a	Section 552	Section
<input type="checkbox"/> (b)(1)	<input type="checkbox"/> (b)(7)(A)	<input type="checkbox"/> (d)(5)
<input checked="" type="checkbox"/> (b)(2)	<input type="checkbox"/> (b)(7)(B)	<input type="checkbox"/> (j)(2)
<input checked="" type="checkbox"/> (b)(3) <u>Rule 6(e), Federal Rules</u>	<input checked="" type="checkbox"/> (b)(7)(C)	<input type="checkbox"/> (k)(1)
<u>of Criminal Procedure and</u>		<input checked="" type="checkbox"/> (b)(7)(D)
<input type="checkbox"/> (k)(2)		
<u>Title 18, United States Code,</u>	<input checked="" type="checkbox"/> (b)(7)(E)	<input type="checkbox"/> (k)(3)
<u>Section 5083</u>		<input type="checkbox"/> (b)(7)(F)
<input type="checkbox"/> (k)(4)		
<input type="checkbox"/> (b)(4)	<input type="checkbox"/> (b)(8)	<input type="checkbox"/> (k)(5)
<input type="checkbox"/> (b)(5)	<input type="checkbox"/> (b)(9)	<input type="checkbox"/> (k)(6)
<input type="checkbox"/> (b)(6)		<input type="checkbox"/> (k)(7)

396 page(s) were reviewed and 220 page(s) are being released.

☒ Document(s) were located which originated with, or contained information concerning other Government agency(ies) [OGA]. This information has been:

☒ referred to the OGA for review and direct response to you.

☐ correspond with you regarding this consultation is finished.

referred to the OGA for consultation. The FBI will information when the

☒ You have the right to appeal any denials in this release. Appeals should be directed in writing to the Co-Director, Office of Information and Privacy, U.S. Department of Justice, Flag Building, Suite 570, Washington, D.C. 20530-0001 within sixty days from the date of this letter. The envelope and the letter should be clearly marked "Freedom of Information Appeal" or "Information Appeal." Please cite the FOIPA number assigned to your request so that it may be easily identified.

☐ The enclosed material is from the main investigative file(s) in which the subject(s) of your request was the focus of the investigation. Our search located additional references, in files relating to other individuals, or matters, which may or may not be about your subject(s). Our experience has shown, when ident, references usually contain information similar to the information processed in the main file(s).

Because of our significant backlog, we have given priority to processing only the main investigative file(s). If you want the references, you must submit a separate request for them in writing, and they will be reviewed at a later date, as time and resources permit.

☒ See additional information which follows.

Sincerely yours,



David M. Hardy

Dissemination Section

Section Chief
Record/Information

Records Management Division

Enclosures(2)

A copy of your letter dated February 11, 2005, has been received and a search of the indices of the central records system files at FBI Headquarters is being conducted. You will be advised of the results of this search by a separate letter.



Federal Bureau of Investigation

Washington, D.C. 20535

February 19, 2004

[Redacted]
SAN FRANCISCO CHRONICLE
901 MISSION STREET
SAN FRANCISCO, CA 94103

b6
b7C

Request No.: 0991994- 000
Subject:GOOGLE

Dear [Redacted]

- ☒ This acknowledges receipt of your Freedom of Information-Privacy Acts (FOIPA) request to the FBI. The FOIPA number listed above has been assigned to your request.
- ☐ For an accurate search of our records, please provide the complete name, alias, date and place of birth for the subject of your request. Any other specific data you could provide such as prior addresses, or employment information would also be helpful. If your subject is deceased, please include date and proof of death.
- ☐ To make sure information about you is not released to someone else, we require your notarized signature or, in place of a notarized signature, a declaration pursuant to Title 28, United States Code 1746. For your convenience, the reverse side of this letter contains a form which may be used for this purpose.
- ☐ If you want the FBI's Criminal Justice Information System (CJIS) to perform a search for your arrest record, please follow the enclosed instructions in Attorney General Order 556-73. You must submit fingerprint impressions so a comparison can be made with the records kept by CJIS. This is to make sure your information is not released to an unauthorized person.
- ☐ We are searching the indices to our central records system at FBI Headquarters for the information you requested, and will inform you of the results as soon as possible.
- ☐ Processing delays have been caused by the large number of requests received by the FOIPA. We will process your request(s) as soon as possible.

Your request has been assigned the number indicated above. Please use this number in all correspondence with us. Your patience is appreciated.

Sincerely yours,

David M. Hardy

Dissemination Section

A handwritten signature in black ink, appearing to read "D. Hardy", is written over the typed name.

Section Chief,
Record/Information

Records Management Division



Federal Bureau of Investigation

Washington, D.C. 20535

To: Alexandra Mallus
Departmental FOIA Officer
U.S. Department of the Interior
MS 5312-MIB
1849 C Street, NW
Washington DC 20240

From: David M. Hardy
Record/Information Dissemination Section
Records Management Division

Subject: FOI/PA Request of [REDACTED]
FBI FOI/PA # 0991994- 000 Re: GOOGLE

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In connection with review of FBI files responsive to the above request, the following was surfaced:

☒ 2 unclassified document(s) which originated with your agency is/are being referred to you for

direct response to the requester. The requester has been advised of this referral. Please furnish this Bureau a copy of your disclosure letter to the requester. (See index A).

☐ FBI document(s) containing information (outlined in red) concerning your agency.

☐ We will advise the requester to expect a direct response from your agency regarding this matter.

☐ Please review this information and return the documents to us, making any deletions you deem appropriate. (See index B).

☐ classified document(s) which originated with your agency is/are being referred to you for direct response to the requester. The requester ☐ has ☐ has not been advised of this referral. Please furnish this Bureau a copy of your disclosure letter to the requester, and advise us if the classification of the documents(s) changed so that we may amend our files. (See index C).

☐ classified FBI document(s) containing information (outlined in red) concerning your agency.

☐ We will advise the requester to expect a direct response from your agency regarding this matter.

☐ Please review this information and return the document(s) to us, making any deletions you deem appropriate, citing the exemption(s) claimed. Please advise this Bureau if the document(s) still warrant classification. (See index D).

☒ Please note that some of the enclosed documents contain deletions made by this Bureau. The appropriate exemption appears next to the redacted information. The requester may appeal these denials by writing to the following address within sixty days of your release: Co-Director, Office of Information and Privacy, U.S. Department of Justice, Flag Building, Suite 570, Washington, D.C. 20530-0001.

A copy of the requester's initial letter and other significant correspondence is enclosed for your convenience. If you have any questions concerning this referral, please contact [REDACTED]
[REDACTED] The FBI's FOIPA number as well as on the Index Listing (see reverse) should be utilized during any consultation with this Bureau concerning this referral.

b6
b7C

Additional Remarks:

Enclosure(s)

(INDEX LISTING ON REVERSE)

Index A:

Document 1
Document 2

Index B:

Index C:

Index D:



Federal Bureau of Investigation

Washington, D.C. 20535

To: Ms. Jane Eyre
Postal Inspections Services
475 L'Enfant Plaza, SW
Washington, DC 20260-5243

From: David M. Hardy
Record/Information Dissemination Section
Records Management Division

Subject: FOI/PA Request of [REDACTED]
FBI FOI/PA # 0991994- 000 Re: GOOGLE

b6
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In connection with review of FBI files responsive to the above request, the following was surfaced:

☒ 2 unclassified document(s) which originated with your agency is/are being referred to you for direct response to the requester. The requester has been advised of this referral. Please furnish this Bureau a copy of your disclosure letter to the requester. (See index A).

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☐ We will advise the requester to expect a direct response from your agency regarding this matter.

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A copy of the requester's initial letter and other significant correspondence is enclosed for your convenience. If you have any questions concerning this referral, please contact [REDACTED] The FBI's FOIPA number as well as on the Index Listing (see reverse) should be utilized during any consultation with this Bureau concerning this referral.

b6
b7C

Additional Remarks:

Enclosure(s)

(INDEX LISTING ON REVERSE)

Index A:

Document 1

Document 2

Index B:

Index C:

Index D:



Federal Bureau of Investigation

Washington, D.C. 20535

To: Ms. Suzanne Little
Executive Office for U.S. Attorneys
Freedom of Information/Privacy Acts Unit
Room 7200
600 E Street, NW
Washington, DC 20530

BY COURIER

From: David M. Hardy
Record/Information Dissemination Section
Records Management Division

Subject: FOI/PA Request of [REDACTED]
FBI FOI/PA # 0991994- 000 Re: GOOGLE

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In connection with review of FBI files responsive to the above request, the following was surfaced:

☒ 1 unclassified document(s) which originated with your agency is/are being referred to you for

direct response to the requester. The requester has been advised of this referral. Please furnish this Bureau a copy of your disclosure letter to the requester. (See index A).

☐ FBI document(s) containing information (outlined in red) concerning your agency.

☐ We will advise the requester to expect a direct response from your agency regarding this matter.

☐ Please review this information and return the documents to us, making any deletions you deem appropriate. (See index B).

☐ classified document(s) which originated with your agency is/are being referred to you for direct response to the requester. The requester ☐ has ☐ has not been advised of this referral. Please furnish this Bureau a copy of your disclosure letter to the requester, and advise us if the classification of the documents(s) changed so that we may amend our files. (See index C).

☐ classified FBI document(s) containing information (outlined in red) concerning your agency.

☐ We will advise the requester to expect a direct response from your agency regarding this matter.

☐ Please review this information and return the document(s) to us, making any deletions you deem appropriate, citing the exemption(s) claimed. Please advise this Bureau if the document(s) still warrant classification. (See index D).

☒ Please note that some of the enclosed documents contain deletions made by this Bureau. The appropriate exemption appears next to the redacted information. The requester may appeal these denials by writing to the following address within sixty days of your release: Co-Director, Office of Information and Privacy, U.S. Department of Justice, Flag Building, Suite 570, Washington, D.C. 20530-0001.

A copy of the requester's initial letter and other significant correspondence is enclosed for your convenience. If you have any questions concerning this referral, please contact [REDACTED]

☐ The FBI's FOIPA number as well as on the Index Listing (see reverse) should be utilized during any consultation with this Bureau concerning this referral.

b6
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Additional Remarks:

Enclosure(s)

(INDEX LISTING ON REVERSE)

Index A:

288A-SF-133411-54

Index B:

Index C:

Index D:

[redacted]
San Francisco Chronicle
901 Mission St.
San Francisco, Ca. 94103
[redacted]
e-mail: [redacted]@sfchronicle.com

(Prev.)

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9/11/99

FOIPA Section
Federal Bureau of Investigation
Department of Justice
935 Pennsylvania Ave., N.W.
Washington, D.C. 20535

Feb. 11, 2005

I'd like to make a Freedom of Information Act request for all F.B.I. records related to Google, the Internet search engine. I'd like the search to cover the dates from Feb. 10, 2004 to the present.

I'm asking for expedited processing because of a compelling need. I plan to use the information as basis for an article about the F.B.I's role, among others', in investigating crimes at Google.

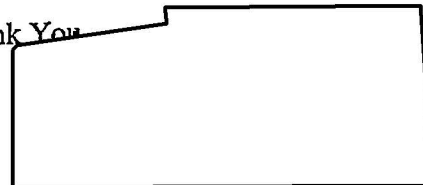
I certify my compelling need to be true and correct to the best of my knowledge and belief.

I'm willing to pay all necessary processing fees. However, I may be eligible for a waiver for some or all of the costs based on my job as a journalist.

The address for Google is the following:

Google
1600 Amphitheater Parkway
Mountain View, CA 94043

Thank You



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b7C

991994

[redacted]
San Francisco Chronicle
901 Mission St.
San Francisco, Ca. 94103

e-mail: [redacted]@sfchronicle.com

b6
b7C

FOIPA Section
Federal Bureau of Investigation
Department of Justice
935 Pennsylvania Ave., N.W.
Washington, D.C. 20535

Nov. 19, 2004

I'd like to make a Freedom of Information Act request for all F.B.I. records related to Google, the Internet search engine. I'd like the search to cover the dates from Feb. 10 to the present.

I'm asking for expedited processing because of a compelling need. I plan to use the information as basis for an article about the F.B.I.'s role, among others', in investigating crimes at Google.

I certify my compelling need to be true and correct to the best of my knowledge and belief.

I'm willing to pay all necessary processing fees. However, I may be eligible for a waiver for some or all of the costs based on my job as a journalist.

The address for Google is the following:

Google
1600 Amphitheater Parkway
Mountain View, CA 94043

Thank You

b6
b7C

NAC

[redacted]
San Francisco Chronicle
901 Mission St.
San Francisco, Ca. 94103

e-mail [redacted]@sfchronicle.com

b6
b7C

FOIPA Section
Federal Bureau of Investigation
Department of Justice
935 Pennsylvania Ave., N.W.
Washington, D.C. 20535

Dec. 10, 2004

I'd like to ask that a request I filed in February 2004 under the Freedom of Information Act get expedited processing. The case number is 0991994-00.

As you know, the FOIA Act allows expedited processing for compelling need. This request now qualifies. I plan to use the information as basis for an article about the F.B.I.'s investigation of potential crimes related to Google.

I certify my compelling need to be true and correct to the best of my knowledge and belief.

Thank You [redacted]

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U.S. Department of Justice

Office of Information and Privacy

Telephone: (202) 514-3642

Washington, D.C. 20530

JUN 09 2005

6/9/05

[Redacted]
San Francisco Chronicle
901 Mission Street
San Francisco, CA 94103

Re: Appeal No. 05-1932
Request No. 0991994-000
RLH:ADW

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Dear [Redacted]:

This responds to your letter dated May 23, 2005, in which you appealed from the action of the Federal Bureau of Investigation on your request for access to records concerning Google. I note that you have requested that this Office expedite your appeal.

The Office of Information and Privacy, which has the responsibility of adjudicating such appeals, has a substantial backlog of pending appeals received prior to yours. In an attempt to afford each appellant equal and impartial treatment, we have adopted a general practice of assigning appeals in the approximate order of receipt. Your appeal has been assigned number 05-1932. Please mention this number in any future correspondence to the this Office regarding this matter.

I am denying your request to expedite the processing of your appeal. My decision is based on your comments and the information you have provided in your letter. Departmental regulations require you to demonstrate that your appeal warrants expedited treatment because it involves:

- (i) Circumstances in which the lack of expedited treatment could reasonably be expected to pose an imminent threat to the life or physical safety of an individual;
- (ii) An urgency to inform the public about an actual or alleged federal government activity (if you are a person primarily engaged in disseminating information); or

Received
6/13/2005
msd
FBI

-2-

(iii) The loss of substantial due process rights.

See 28 C.F.R. § 16.5(d) (2004). Although you are primarily engaged in disseminating information, because you have not demonstrated that your request involves any of these factors, I do not believe that your appeal warrants expedited treatment.

If you are dissatisfied with my action on your appeal for expedited treatment of your appeal, you may seek judicial review in accordance with 5 U.S.C. § 552(a)(6)(E)(iii).

Sincerely,

Richard L. Huff
Co-Director

re: d 6-2-05

05-1932

FBI A

(A)

FBI

expedited
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[redacted]
San Francisco Chronicle
901 Mission St.
San Francisco, Ca. 94103

e-mail: [redacted]@sfchronicle.com

Office of Information Privacy
U.S. Department of Justice
Flag Building, Suite 570
Washington, D.C. 20530-0001

May 23, 2005

Subj: I'd like to appeal a Freedom of Information Act response I received from the F.B.I., dated May 13, 2005. The file number is 0991994-000 for all documents related to Google, the Internet search engine.

I believe more records exist. Please conduct a more complete search.

Relevant records, e-mails, etc. may be available at various F.B.I. offices, not limited to San Francisco. Top candidates include F.B.I headquarters and the New York office.

Google may come up either directly or tangentially in cases about click fraud, a financial crime involving Internet advertising. It may also be part of cases investigated by the F.B.I.'s computer crimes squad.

As for specifics, the F.B.I. may have been involved in the arrest of [redacted] and his alleged attempts to extort Google in 2004. I believe the F.B.I. played a small role in the case, which was primarily investigated by the Secret Service.

I also understand that the F.B.I. participated in the 2004 arrest in New York of [redacted] for allegedly selling \$2.8 million in nonexistent shares of Google.

There could very well be more cases, paperwork and e-mails involving Google. I'd be interested in seeing them all.

I'm asking for expedited processing because of a compelling need. I plan to use the information as basis for an article about the F.B.I.'s role and that of other agencies in investigating crimes at Google.

I certify my compelling need to be true and correct to the best of my knowledge and belief.

I'm willing to pay all necessary processing fees. However, I may be eligible for a waiver for some or all of the costs based on my job as a journalist.

OFFICE OF INFORMATION
AND PRIVACY

JUN 02 2005

RECEIVED

Thank You [redacted]

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b7c

[redacted]
San Francisco Chronicle
901 Mission St.
San Francisco, Ca. 94103
[redacted]
e-mail: [redacted]@sfchronicle.com

b6
b7C

FOIPA Section
Federal Bureau of Investigation
Department of Justice
935 Pennsylvania Ave., N.W.
Washington, D.C. 20535

July 21, 2006

I'd like to make a Freedom of Information Act request for all F.B.I. records related to Google, the Internet search engine. I'd like the search to cover the dates from Feb. 15, 2005 to the present.

I'd like the search to include – but not be limited too – the San Francisco, San Jose, New York and Washington, DC offices.

To help in your search, I'll list some the topics of some possible investigation topics: Click fraud (a type of fraud involving Internet advertising), credit card fraud, extortion and child pornography.

I'm asking for expedited processing because of a compelling need. I plan to use the information as basis for an article about the F.B.I's role, among others, in investigating crimes at Google.

I certify my compelling need to be true and correct to the best of my knowledge and belief.

I'm willing to pay all necessary processing fees. However, I may be eligible for a waiver for some or all of the costs based on my job as a journalist.

The address for Google is the following:

Google
1600 Amphitheater Parkway
Mountain View, CA 94043

Thank You [redacted]

b6
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**DISCLOSURE INSTRUCTIONS FOR
OPENING/REOPENING OF CASES**☐ (1) OPEN NEW☐ (2) OPEN NEW REFERRAL☐ ASSIGN DIRECTLY TO LAS _____☐ HANDLE ROUTINELY

Additional instructions (check all appropriate):

☐ Acknowledge Request☐ Search Request☐ Review FilesFiles to be processed, if known, should be provided for importing purposes.

Be very specific, include which sections and serials need to be entered into the Search Slip queue and made ready for the backlog.

If a special search was conducted, and documents were obtained, attach them to this form.

If this is a remanded appeal, advise if a new search is needed.

☒ (3) REOPENFOIPA NO. TO BE REOPENED 1068841☐ (4) REOPEN REFERRAL

FOIPA NO. TO BE REOPENED _____

☐ (5) UNCOUNTED REOPEN

FOIPA NO. TO BE REOPENED/UR _____

☐ ASSIGN DIRECTLY TO PLS _____☐ HANDLE ROUTINELY AND FORWARD TO BACKLOGFiles to be processed, if known, should be provided for importing purposes.

Be very specific, include which sections and serials need to be entered into the Search Slip queue and made ready for the backlog.

If a special search was conducted, and documents were obtained, attach them to this form.

If this is a remanded appeal, advise if a new search is needed.

Search for SF sees



U.S. Department of Justice

Office of Information and Privacy

Telephone: (202) 514-3642

Washington, D.C. 20530

SEP 12 2008

[Redacted]

San Francisco Chronicle
901 Mission Street
San Francisco, CA 94103

Re: Appeal No. 07-1781
Request No. 1068841
ADW:SJV

b6
b7C

Dear [Redacted]

You appealed from the action of the San Francisco Field Office of the Federal Bureau of Investigation on your request for access to records pertaining to Google. I regret the delay in responding to your appeal.

After carefully considering your appeal, and as a result of discussions between FBI personnel and a member of my staff, I am remanding your request for a further San Francisco Field Office search for responsive cross-references. If the FBI locates cross-references, it will send any and all releasable records to you directly, subject to any fees. You may appeal any future adverse determination made by the FBI. If you would like to inquire about the status of your remanded request, please contact the FBI directly.

If you are dissatisfied with my action on your appeal, you may file a lawsuit in accordance with 5 U.S.C. § 552(a)(4)(B).

Sincerely,

Janice Galli McLeod
Associate Director

FBI



Federal Bureau of Investigation

Washington, D.C. 20535

August 20, 2009

[REDACTED]
 SAN FRANCISCO CHRONICLE
 901 MISSION STREET
 SAN FRANCISCO, CA 94103

b6
b7c

Subject: GOOGLE - 1/1/2004 TO PRESENT

FOIPA No. 1068841- 001

Dear [REDACTED]

The enclosed documents were reviewed under the Freedom of Information/Privacy Acts (FOIPA), Title 5, United States Code, Section 552/552a. Deletions have been made to protect information which is exempt from disclosure, with the appropriate exemptions noted on the page next to the excision. In addition, a deleted page information sheet was inserted in the file to indicate where pages were withheld entirely. The exemptions used to withhold information are marked below and explained on the enclosed Form OPCA-16a:

552a

Section 552

Section

☐ (b)(1)☐ (b)(7)(A)☐ (d)(5)☐ (b)(2)☐ (b)(7)(B)☐ (j)(2)☒ (b)(3) Federal Rules of Criminal☒ (b)(7)(C)☐ (k)(1)Procedure Rule 6(e)☐ (b)(7)(D)☐ (k)(2)☐ (b)(7)(E)☐ (k)(3)☐ (b)(7)(F)☐ (k)(4)☐ (b)(4)☐ (b)(8)☐ (k)(5)☐ (b)(5)☐ (b)(9)☐ (k)(6)☒ (b)(6)☐ (k)(7)

90 page(s) were reviewed and 43 page(s) are being released.

☐ Document(s) were located which originated with, or contained information concerning other Government agency(ies) [OGA]. This information has been:

☐ referred to the OGA for review and direct response to you.

☐ correspond with you regarding this consultation is finished.

☐ referred to the OGA for consultation. The FBI will information when the

☒ You have the right to appeal any denials in this release. Appeals should be directed in writing to the

days

Director, Office of Information Policy, U.S. Department of Justice, 1425 New York Ave., NW,
Suite 11050, Washington, D.C. 20530-0001. Your appeal must be received by OIP within sixty (60)

from the date of this letter in order to be considered timely. The envelope and the letter should be clearly marked "Freedom of Information Appeal." Please cite the FOIPA Request Number assigned to your request so that it may be easily identified.

☐ The enclosed material is from the main investigative file(s) in which the subject(s) of your request was the focus of the investigation. Our search located additional references, in files relating to other individuals, or matters, which may or may not be about your subject(s). Our experience has shown, when ident, references usually contain information similar to the information processed in the main file(s). Because of our significant backlog, we have given priority to processing only the main investigative file(s). If you want the references, you must submit a separate request for them in writing, and they will be reviewed at a later date, as time and resources permit.

☒ See additional information which follows.

Sincerely yours,



David M. Hardy

Dissemination Section

Section Chief
Record/Information

Records Management Division

Enclosure(s)

To minimize costs to both you and the FBI, duplicate copies of the same document were not processed

As a result of your administrative appeal to the Office of Information and Policy (OIP), Department of Justice (DOJ), material was located responsive to your request for information concerning yourself. That material has been processed, and the releaseable information is enclosed.

[redacted]
New York Times
201 Spear St.
San Francisco, Ca. 94105
[redacted]
[redacted]

b6
b7C

Oct. 16, 2010

FOIPA Section
Federal Bureau of Investigation
Department of Justice
935 Pennsylvania Ave., N.W.
Washington, D.C. 20535

Request No: 1068841-001
Subject: Google

I'd like to request responsive documents for the above FOIA request and appeal. The FBI sent me the copies last year – but to a previous employer. Therefore, I never received them.

If possible, I'd like the same documents sent to me at my new address at the New York Times (see address above).

Any help would be much appreciated. I'd be happy to pay the necessary costs for copying and the mailings – although I may be eligible for a discount based on my role as a journalist.

Thanks

b6
b7C

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of

transcription

Investigation on

at

File #

Date dictated

by

your agency;

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

08/16/2005

GRAND JURY MATERIAL - DISSEMINATE PURSUANT TO RULE 6(e)

On 08/12/2005, a Federal Grand Jury Subpoena was served on

b3
b6
b7c

On 08/15/2005, a response to a Federal Grand Jury Subpoena served on was received via facsimile. The original facsimile sent and the response received from Google are attached to and made a part of this FD-302.

08/16/2005

San Jose, California

288A-HN-18606

Not Dictated

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b7cSA

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 07/26/2004

To: San Francisco

From: San Francisco

Squad 14G-Cybersquad, San Jose Resident Agency

Contact: SA [REDACTED]

Approved By: [REDACTED] ^{AA}

Drafted By: [REDACTED]

wl 22

136551-01

Case ID #: 288A-SF-~~NEW~~ (Pending)

Title: UNSUB(S),
AKA MYDOOM VIRUS;
GOOGLE - VICTIM;
YAHOO - VICTIM;
LYCOS - VICTIM;
COMPUTER INTRUSIONS-CRIMINAL MATTERS

Synopsis: Request to open a new 288A case at San Francisco based on reports that users of popular internet search engines were unable to access major search engine websites or experienced slowness due to the MyDoom virus, which flooded major search engines with automated searches.

Enclosure(s): CNN.com website article (<http://www.cnn.com>) on the release and impact of the MyDoom virus, dated 07/26/2004.

Details: On 07/26/2004, CNN.com (<http://www.cnn.com>) reported that internet search engines, such as Google (<http://www.google.com>), Yahoo (<http://www.yahoo.com>), and Lycos (<http://www.lycos.com>) were unable to provide search results to a number of web surfers probably due to a new variant of the MyDoom virus. The problem began at approximately 11:30AM Eastern Time.

The virus uses search engines on infected computers to look for more e-mail addresses in order to keep replicating itself.

It is recommended that this matter be opened and assigned to SA [REDACTED]

♦♦

~~O+A as 288A-SF-NEW~~
to SA [REDACTED]

MA

7/26/04

Opened & Assigned
to SA [REDACTED]

07/26/04

CF

S-208LMM2-ec
288A-SF-136551-01

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DATE 07-06-2009 BY 60322/UC/LRP/PLJ/sdb

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TECHNOLOGY

Google says MyDoom virus caused problems

Monday, July 26, 2004 Posted: 4:21 PM EDT (2021 GMT)

(CNN) -- The No. 1 Internet search engine on Monday was unable to provide search results to a number of Web surfers, probably because of a variant of the MyDoom virus.

Users of other popular search engines such as Yahoo and Lycos may also have experienced some sluggish behavior.

Google released a statement to CNN at 3 p.m. ET saying the site "experienced slowness for a short period of time early today because of the MyDoom virus, which flooded major search engines with automated searches.

"A small percentage of our users and networks that have the MyDoom virus have been affected for a longer period of time. At no point was the Google Web site significantly impaired, and service for all users and networks is expected to be restored shortly."

According to several media accounts, the problem began about 11:30 a.m. ET, and by 3 p.m. the site seemed to be running smoothly again.

The SANS Institute and other security firms issued a release shortly after the problem was detected saying a new variant of the MyDoom virus could be to blame. The latest incarnation of the troublesome virus uses search engines on infected computers to look for more e-mail addresses in order to keep replicating itself.

Experts contacted by CNN were unable to determine the exact magnitude of the problem.

Some users across the United States reported no trouble with Google or other search engines.

For other people, although the main Google page was able to load, they reported seeing a "server error" message when trying to conduct a search.

Google also announced details of its initial public offering Monday, with share prices of between \$108 and \$135. Experts consider those figures to be very high, leading some observers to initially speculate that Google was the victim of a vindictive hacker attack.



RELATED

• CNN/Money: [Google IPO worth up to \\$3.3B](#)

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TECHNOLOGY

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TOP STORIES

cnn.com homepage

[Google: MyDoom virus caused problems](#)



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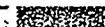
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Denotes premium content.

Case ID: 288A-SF-136551-1A

! SF	1 !	ORIGINAL NOTES RE INTERVIEW OF [REDACTED] LYCOS	!
! SF	2 !	ORIGINAL NOTES RE INTERVIEW OF [REDACTED] GOOGLE LEGAL	!
!	!	COUNSEL	!
! SF	3 !	ORIGINAL NOTES RE INTERVIEW OF [REDACTED] MCAFEE	!
! SF	4 !	STAS TECHNICAL LEAD ANALYSIS	!

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(Title)

(File No.)

[illegible]

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1A4

FD-340 (Rev. 4-11-03)

File Number

288A-SF-136551

Field Office Acquiring Evidence

SF

Serial # of Originating Document

Date Received

3/14/05

From

Cyber-STAS, FBI HQ

(Name of Contributor/Interviewee)

(Address)

(City and State)

By

SA

To Be Returned ☐ Yes

☒ No

Receipt Given ☐ Yes

☒ No

Grand Jury Material - Disseminate Only Pursuant to Rule 6 (e)
Federal Rules of Criminal Procedure

☐ Yes

☒ No

Federal Taxpayer Information (FTI)

☐ Yes

☒ No

Title:

MyDoom

Reference:

(Communication Enclosing Material)

Description:

☐ Original notes re interview of

STAS Technical Lead Analysis of MyDoom Virus

288A-SF-136551-1A(4)

SEARCHED _____	INDEXED _____
SERIALIZED _____	FILED _____
/ MAR 25 2005	
FBI - CHICAGO	

REC'D AT CLOSED FILES



FEDERAL BUREAU OF INVESTIGATION

Precedence: Routine

Date: 07/29/2004

✓ To: Director, FBI

Attn: Computer Investigations Unit, Room 11887
Computer Investigations and Infrastructure
Threat Assessment Center
(CID/NSD)

From: SAC, San Francisco

Approved By: [REDACTED] Mx

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HEREIN IS UNCLASSIFIED
DATE 07-06-2009 BY 60322/UC/LRP/PLJ/sdb

Drafted By: [REDACTED]

Case ID #: 288A-SF- 136551 - 03

Title: Subject: UNSUB(S), A.K.A. MyDoom Virus;

Victim: Google, Yahoo, Lycos, Altavista

Type: Computer Intrusion

Date: 07/26/2004

SUBMISSION: ☒ Initial ☐ Supplemental ☐ Closed

CASE OPENED: 07 / 26 / 2004

CASE CLOSED: / /

- ☐ No action due to state/local prosecution (Name/Number: _____)
- ☐ USA declination
- ☐ Referred to Another Federal Agency (Name/Number: _____)
- ☐ Placed in unaddressed work
- ☐ Closed administratively
- ☐ Conviction

COORDINATION: FBI Field Office
Government Agency
Private Corporation

San Francisco

VICTIM

Company name/Government agency: Google, Mt. View, CA; Yahoo, Santa Clara, CA;

Address/location: Altavista, Palo Alto, CA; Lycos, Waltham, MA

Purpose of System: Internet Search Engines

Highest classification of information stored in system: Unknown

288A-SF- 136551 - 03

To: Director, FBI From: SAC, San Francisco
Re: 288A-SF-136551, Date 07/29/2004

System Data:

Hardware/configuration (CPU): Unknown
Operating System: _____
Software: _____

Security Features:

Security Software Installed: ☐ yes (identify Unknown) ☐ no
Logon Warning Banner: ☐ yes ☐ no

INTRUSION INFORMATION

Access for intrusion: ☒ Internet connection ☐ dial-up number ☐ LAN (insider)

If Internet: Internet address: _____
Network name: _____

Method:

Technique(s) used in intrusion: DDOS (list provided)

Path of intrusion:

addresses: 1. Distributed 2. _____ 3. _____ 4. _____ 5. _____
country: 1. _____ 2. _____ 3. _____ 4. _____ 5. _____
facility: 1. _____ 2. _____ 3. _____ 4. _____ 5. _____

Subject: Unknown

Age: _____ Race: _____
Sex: _____ Education: _____
Alias(s): _____ Motive: _____
Group Affiliation: _____
Employer: _____
Known Accomplices: _____
Equipment used:
Hardware/configuration (CPU): _____
Operating System: _____
Software: _____

Impact:

Compromise of classified information: ☐ yes ☒ no
Estimated number of computers affected: Unknown
Estimated dollar loss to date: Unknown

To: Director, FBI From: SAC, San Francisco
Re: 288-A-SF-13655 Date 07/29/2004

Category of Crime:

Impairment:

- ☐ Malicious code inserted
- ☒ Denial of service
- ☐ Destruction of information/software
- ☐ Modification of information/software

Theft of Information:

- ☐ Classified information compromised
- ☐ Unclassified information compromised
- ☐ Passwords obtained
- ☐ Computer obtained
- ☐ Telephone services obtained
- ☐ Application software obtained
- ☐ Operating software obtained

Intrusion:

- ☐ Unauthorized access
- ☐ Exceeding authorized access

REMARKS

On 07/26/2004, popular internet search engines were unable to provide search results to a number of web surfers due to a new variant of the MyDoom virus.

The virus uses search engines to look for more e-mail addresses in order to keep replicating itself.

Menu
Technology(s) Used:

Top Screen
Protocol Attacks:

- ☒ IP
- ☒ TCP
- ☐ UDP
- ☐ FTP
- ☐ Telnet
- ☐ TFTP
- ☐ r commands
- ☐ SMTP
- ☐ HTTP
- ☐ gopher
- ☐ X11 window

Secondary Screen

- ☐ spoofing attack
- ☐ source routing
- ☐ sequence number attack
- ☐ spoofing attack
- ☐ flooding
- ☐ vulnerable version
- ☐ SITE EXEC
- ☐ overload FTP buffer
- ☐ anonymous FTP
- ☐ highjacking
- ☐ packet sniffing
- ☐ rsh
- ☐ rlogin
- ☐ vulnerable version
- ☐ spoofing
- ☐ embedded postscript attack
- ☐ trojan horse attack
- ☐ syslog attack
- ☐ flooding
- ☐ MIME
- ☐ flooding
- ☐ Telnet to HTTP port

Top Screen

☐ DNS

☐ SNMP

☐ FSP

☐ NFS

Other Attacks:

☒ Worm

☐ Social engineering

☐ Scavenging and reusing

☐ Masquerading

☐ Scanning

☐ Trojan Horse

☐ Other

Secondary Screen

☐ vulnerable version

☐ flooding

288A-SF-136551

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U.S. Department of Justice

Federal Bureau of Investigation

In Reply, Please Refer to

File No. 288A-SF-136551-4

450 Golden Gate Ave.
PO Box 36015
San Francisco, CA 94102
(415) 553-7400
July 28, 2004

Attention:

[redacted]
Lycos Legal Department

Dear [redacted]

This letter is to document the conversation yesterday, 07/27/2004, regarding our investigation into the impact of the MYDOOM COMPUTER VIRUS on your organization. Parties to the conversation included yourself, Special Agents [redacted] and [redacted]
[redacted]

If you have any further questions, or additional information, please contact Special Agent [redacted]

Sincerely,

Mark J. Mershon
Special Agent in Charge

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DATE 07-06-2009 BY 60322/UC/LRP/PLJ/sdb

By: [redacted]

[redacted]
Supervisory Special Agent

288A-SF-136551-4

HP OfficeJet K Series K80xi
Personal Printer/Fax/Copier/Scanner

Log for
HT Internet

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b7C

Jul 28 2004 3:42pm

Last Transaction

<u>Date</u>	<u>Time</u>	<u>Type</u>	<u>Identification</u>	<u>Duration</u>	<u>Pages</u>	<u>Result</u>
Jul 28	3:42pm	Fax Sent		0:22	1	OK

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- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 08/16/2004

On August 11, 2004, [] Legal Counsel at Google, in Mountain View, California, telephone number 650/623-6048, was interviewed telephonically and advised of the identity of the interviewing agent and the nature of the interview. [] provided the following information:

GOOGLE is not currently experiencing any affects from the MYDOOM virus that initially struck on July 26, 2004. [] advised that representatives from GOOGLE are working on preparing an analysis of the financial loss suffered by GOOGLE due to the MYDOOM virus. [] believes it will be approximately \$100,000.

[] advised that she has the IP addresses of the first ten hosts that queried the GOOGLE search engine related to the MYDOOM attack and said that she would send the information to me via email. The resulting email is attached to and made a part of this FD-302.

Investigation on 08/11/2004 at Quantico, Virginia (telephonically)

File # 288A-SF-136551-5 Date dictated 08/16/2004

by SA []

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 07-06-2009 BY 60322/UC/LRP/PLJ/sdb

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 07/27/2004

On July 27, 2004, [redacted]
[redacted] LYCOS in San Francisco, California, telephone number
(650)428-5000, was interviewed telephonically and advised of the
identity of the interviewing agents and the nature of the
interview. [redacted] provided the following information:

Between 8:30AM and 9:00AM Eastern Daylight Time (EDT) on
07/26/2004, the servers at Lycos were impacted by the MYDOOM virus.
Between 9:00AM and 10:00AM eastern, legitimate web users'
availability to search results conducted by LYCOS was at 37%. By
11:00AM eastern, availability was less than 4%.

By 7:30PM eastern, LYCOS had implemented filters on
searches coming into the servers on certain text strings like
"mail", "reply", "rcpt", and "contact" that they noted were being
queried by the virus. By applying these filters, they were able to
block the searches committed by the virus and allow regular users
to access the search functions of LYCOS. LYCOS could not simply
block an Internet Protocol (IP) address or range of IP addresses
because of the distributed nature of the virus.

[redacted] noted that traffic to the LYCOS website was at
approximately 50 times normal levels on 07/26/2004 and continues to
fluctuate between 30 and 50 times normal levels on 07/27/2004, but
that, due to the filters implemented by LYCOS, their search
functions are running normally for most users.

Investigation on 07/27/2004 at San Jose, California (telephonically)

File # 288A-SF-136551-6 Date dictated 07/27/2004

SA [redacted]:wl
by SA [redacted] jte

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 07/27/2004

On July 27, 2004, [redacted] and [redacted] MCAFEE, telephone number (503)466-4484, were interviewed telephonically and advised of the identity of the interviewing agents and the nature of the interview. [redacted] and [redacted] provided the following information:

The 15th variant of the MYDOOM virus was first noticed by MCAFEE on July 26, 2004 at approximately 6:30AM pacific time. The virus affected major search engines while trying to search for additional email addresses to send itself to, as well as several corporate customers whose mail servers were temporarily overwhelmed.

The virus harvests email addresses from a local, infected computer, then searches the domain name of the email addresses through the major internet search engines, in an attempt to locate additional email addresses. While the search engines were flooded with searches, [redacted] and [redacted] believe they were not the primary target.

The virus also installs a backdoor on TCP Port 1034 that future users and/or viruses can exploit. MCAFEE has already seen viruses discovered on July 27, 2004 that exploit this open port, but does not think they were necessarily written by the same author as the MYDOOM virus.

[redacted] and [redacted] noted that there was nothing unique or identifying about the virus executable. They do not have the source code of the virus.

Investigation on 07/27/2004 at San Jose, California (telephonically)

File # 288A-SF-136551-7 Date dictated 07/27/2004

SA [redacted] w1 [redacted]
by SA [redacted] pts

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 12/17/2004

To: San Francisco

From: San Francisco

Squad 14G-Cybersquad, San Jose Resident Agency

Contact: SA [REDACTED]

Approved By: [REDACTED] MA

Drafted By: [REDACTED] wl 7/2

Case ID #: 288A-SF-136551-8 (Pending)

Title: UNSUB(S)
aka MYDOOM VIRUS;
GOOGLE - VICTIM;
YAHOO - VICTIM;
LYCOS - VICTIM;
COMPUTER INTRUSIONS-CRIMINAL MATTERS

Synopsis: Request to close captioned matter.

Details: At 11:30AM Eastern time on 07/26/2004, internet search engines Google (<http://google.com>), Yahoo (<http://yahoo.com>), and Lycos (<http://lycos.com>) were unable to provide search results to a number of users for several hours due to a variant of the MyDoom virus (Mydoom.m) and Zindos worm.

On 07/28/2004, Special Technologies and Applications Section (STAS) assistance was requested in analyzing the source code of Mydoom.m and Zindos.

On 12/14/2004, STAS advised that the analysis of Mydoom.m and Zindos was complete. Strings and source code of the virus/worm were examined for clues as to the identity of the author, but none were found.

Determination of the original author is therefore deemed impossible and the case is being closed.

♦♦

SF Field Intelligence Group	
Potential Intel Value: Yes <input checked="" type="checkbox"/>	No <input checked="" type="checkbox"/>
Reviewed By: MA	Date: 12/17/04
S-Drive Location: _____	

Close 4
MA
12/17/04

Case closed on
03/21/05
SF

[REDACTED] 352-wl 01.ec

288A-SF-136551-8

288A-SF-136551 - 09
WL:wl *in*

1

The following investigation was conducted by Special Agent [REDACTED]

On December 14, 2004, Special Agent [REDACTED] received from STAS the Technical Lead Report on the Analysis of Mydoom-M/Zindos Worms. The report found no clues as to the identity of the author of either computer worm. The report is attached to and made a part of this document.

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DATE 07-06-2009 BY 60322/UC/LRP/PLJ/sdb

[REDACTED] 350w/03.ins 288A-SF-136551-09

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FEDERAL BUREAU OF INVESTIGATION
CYBERDIVISION
SPECIAL TECHNOLOGIES AND APPLICATIONS SECTION
TECHNICAL ANALYSIS UNIT
TECHNICAL LEAD REPORT

FOR LEAD PURPOSES ONLY

TO: [REDACTED]	Date: 11/22/04
DISTRIBUTION TO: XXX	
Submitter's Case Number: 288A-SF-136551	
RE: ANALYSIS OF MYDOOM-M/ZINDOS WORMS	
Title: Anaysis of Mydoom-m/zindos worms	
Electronic Location: \\smb00\cases\ProductReports\2004_Reports\STAS-	
PREPARED BY: [REDACTED]	PHONE NUMBER: [REDACTED]
APPROVED: XXX	PHONE NUMBER: XXX
STAS CONTROL FILE: 288A-SF-136551	PRIMARY REPORT ID: STAS04-XXX MATS ID: 2004-XXX

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FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 01/03/2006

To: San Francisco

From: San Francisco
Squad 14G/SJRA
Contact: SA [REDACTED]

Approved By: [REDACTED] *mag/2*

Drafted By: [REDACTED] *dm*

Case ID #: 288A-SF-NEW (Pending)

Title: UNSUB(s);
~~SANTY WORM;~~
GOOGLE INC. - VICTIM

Synopsis: To open and assign a new case on the Santy worm.

Details: On December 22, 2005, [REDACTED] Google Inc., reported Google search engine queries originating from computers compromised by the Santy worm was affecting performance of their website. [REDACTED] further described the direct effects and damages to Google caused by the different variants of the Santy worm. The Santy worm, written in Perl script language, exploits a vulnerability in the phpBB bulletin board/web forum software to spread and it uses the Google search engine to find additional vulnerable servers running phpBB software. This worm has been plaguing Google for the last 12-18 months as Google has attempted to filter out the search requests caused by the worm. As Google filters out certain string search phrases, within minutes, the subjects modify the search phrase to once again, bypass Google's filters. Unfortunately, because the worm is attempting to propagate using the Google search engine, Google is beginning to block many legitimate requests to the Google search engine.

Currently, Google has an engineering team devoted to blocking the variants of the worm. Google preliminarily estimated that it has sustained approximately \$250,000 - 500,000 in damages just trying to control the spread of the worm. This loss calculation is based on man hours dedicated to the problem in addition to lost revenues.

Google engineers have analyzed the script from one flavor of the Santy worm and discovered gmail addresses for a technical contact posted in the comment section of the script. This may be the email address of the creator of that particular variant of

Open

288A-SF-139138-01

To: San Francisco From: San Francisco
Re: 288A-SF-NEW, 01/03/2006

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b7C

the worm. The following gmail addresses were found in the
script: [redacted] and
[redacted]

It is recommended that a new case be opened and assigned to
SA's [redacted] and [redacted] as co-case agents.

♦♦

United States District Court

NORTHERN

DISTRICT OF CALIFORNIA

TO:



SUBPOENA TO TESTIFY BEFORE GRAND JURY

b3

SUBPOENA FOR:

ALL FBI INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 07-06-2009 BY 60322/UC/LRP/PLJ/sdb

☐ PERSON ☒ DOCUMENT(S) OR OBJECT(S)

YOU ARE HEREBY COMMANDED to appear and testify before the Grand Jury of the United States District Court at the place, date, and time specified below.

PLACE

United States District Court
United States Courthouse
280 South First Street
San Jose, CA 95113

COURTROOM

As directed by the court

DATE AND TIME

January 18, 2006 at 9:30am

YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):*

-SEE ATTACHMENT-

COMPLIANCE WITH THE SUBPOENA WILL BE DEEMED SATISFACTORY WHEN YOU PROVIDE ALL THE REQUIRED MATERIALS TO THE AGENT SERVING THIS SUBPOENA AND NO APPEARANCE WILL BE NECESSARY.

☒ Please see additional information on reverse

This subpoena shall remain in effect until you are granted leave to depart by the court or by an officer acting on behalf of the court

U.S. MAGISTRATE JUDGE OR CLERK OF COURT

RICHARD W. WIEKING

(By) Deputy Clerk

Richard W. Wieking

DATE

January 4, 2006

This subpoena is issued on application
of the United States of America
KEVIN V. RYAN
United States Attorney

ATTORNEY'S NAME, ADDRESS AND PHONE NUMBER:
AUSA, MATTHEW A. PARRELLA
U.S. Attorney's Office, 150 Almaden Blvd., Suite 900
San Jose, CA 95113 (408) 535-5061
Special Agent Dana Marino, FBI (408) 535-4685

*If not applicable, enter "none"

✓ 288A-SF/39138-2



U.S. Department of Justice

b3

United States Attorney
Northern District of California

150 Almaden Boulevard, Suite 900
San Jose, California 95113

DD: (408) 535-5061
FAX: (408) 535-5066

January 4, 2006

ALL FBI INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 07-06-2009 BY 60322/UC/LRP/PLJ/sdb

Re: Grand Jury Investigation
Request for Non-Disclosure

Dear Custodian of Records:

Pursuant to an investigation being conducted by the Federal Grand Jury for the Northern District of California with regard to possible felony violations of the United States Code, it is requested that you furnish the information requested in the grand jury subpoena.

In addition, we request that you not disclose the existence of this request and the production of records. Any such disclosure could impede the investigation being conducted and thereby interfere with the enforcement of the law. Thank you very much for your assistance in this matter.

Very truly yours,

KEVIN V. RYAN
United States Attorney

Assistant United States Attorney

MAP: lg

b6
b7C

RETURN OF SERVICE¹

RECEIVED BY SERVER	DATE 1/4/2006	PLACE San Jose, CA
SERVED	DATE 1/4/2006	PLACE Mountain View, CA
SERVED ON (PRINT NAME) [Redacted]		
SERVED BY (PRINT NAME) [Redacted]		TITLE Special Agent

STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL

DECLARATION OF SERVER²

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 1/4/2006
Date

[Redacted]
Signature of Server

FBI, 90 S Bascom Ave, ST, CA
Address of Server

Additional Information

Note: Served via facsimile

ALL FBI INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 07-06-2009 BY 60322/UC/LRP/PLJ/sdb

¹As to who may serve a subpoena and the manner of its service see Rule 17(d), Federal Rules of Criminal Procedure, or Rule 45(c), Federal Rules of Civil Procedure.

²"Fees and mileage need not be tendered to the witness upon service of a subpoena issued on behalf of the United States or an officer or agency thereof (Rule 45(c), Federal Rules of Civil Procedure; Rule 17(d), Federal Rules of Criminal Procedure) or on behalf of certain indigent parties and criminal defendants who are unable to pay such costs (28 USC 1825, Rules 17(b) Federal Rules of Criminal Procedure)".

HP OfficeJet K Series K80xi
Personal Printer/Fax/Copier/Scanner

Log for
HT Internet

Jan 04 2006 4:26pm

Last Transaction

<u>Date</u>	<u>Time</u>	<u>Type</u>	<u>Identification</u>	<u>Duration</u>	<u>Pages</u>	<u>Result</u>
Jan 4	4:24pm	Fax Sent		2:08	4	OK

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 07-06-2009 BY 60322/UC/LRP/PLJ/sdb

*San Francisco FBI Cyber
Squad 14G*



Facsimile Coversheet

Fax Date: 1/4/06
Fax Time: _____

Number of Pages: 4
(including cover page)

To:

b3

Recipient's Fax Number:

Subject: *This subpoena is related to the one
Sent yesterday.*

b6
b7C

From: *Special Agent*

*Federal Bureau of Investigation
950 South Bascom Avenue, Suite 3011
San Jose, California 95128*

United States District Court

NORTHERN

DISTRICT OF CALIFORNIA

TO:

SUBPOENA TO TESTIFY BEFORE GRAND JURY

b3

ALL FBI INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 07-06-2009 BY 60322/UC/LRP/PLJ/sdb

SUBPOENA FOR:

☐ PERSON ☒ DOCUMENT(S) OR OBJECT(S)

YOU ARE HEREBY COMMANDED to appear and testify before the Grand Jury of the United States District Court at the place, date, and time specified below.

PLACE

United States District Court
United States Courthouse
280 South First Street
San Jose, CA 95113

COURTROOM

As directed by the court

DATE AND TIME

January 11, 2006 at 9:30am

YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):*

-SEE ATTACHMENT-

COMPLIANCE WITH THE SUBPOENA WILL BE DEEMED SATISFACTORY WHEN YOU PROVIDE ALL THE REQUIRED MATERIALS TO THE AGENT SERVING THIS SUBPOENA AND NO APPEARANCE WILL BE NECESSARY.

☒ Please see additional information on reverse

This subpoena shall remain in effect until you are granted leave to depart by the court or by an officer acting on behalf of the court

U.S. MAGISTRATE JUDGE OR CLERK OF COURT

RICHARD W. WIEKING

(By) Deputy Clerk

Richard W. Wieking

DATE

December 28, 2005

This subpoena is issued on application
of the United States of America
KEVIN V. RYAN
United States Attorney

ATTORNEY'S NAME, ADDRESS AND PHONE NUMBER:
AUSA, MATTHEW A. PARRELLA
U.S. Attorney's Office, 150 Almaden Blvd., Suite 900
San Jose, CA 95113 (408) 535-5061
Special Agent Dana Marino, FBI (408) 535-4685

*If not applicable, enter "none"

✓ 288A-SF-139138-3



U.S. Department of Justice

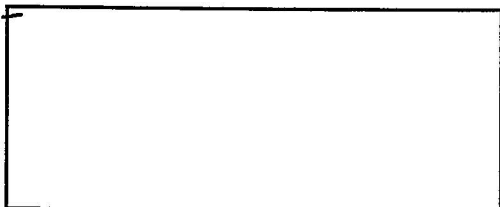
United States Attorney
Northern District of California

ALL FBI INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 07-06-2009 BY 60322/UC/LRP/PLJ/sdb

150 Almaden Boulevard, Suite 900
San Jose, California 95113

DD: (408) 535-5061
FAX: (408) 535-5066

December 28, 2005



b3

Re: Grand Jury Investigation
Request for Non-Disclosure

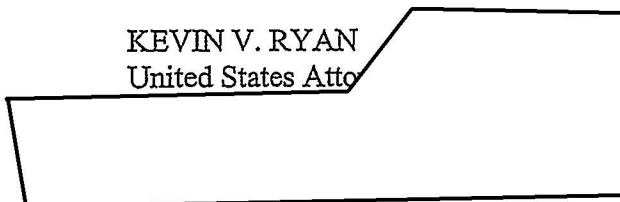
Dear Custodian of Records:

Pursuant to an investigation being conducted by the Federal Grand Jury for the Northern District of California with regard to possible felony violations of the United States Code, it is requested that you furnish the information requested in the grand jury subpoena.

In addition, we request that you not disclose the existence of this request and the production of records. Any such disclosure could impede the investigation being conducted and thereby interfere with the enforcement of the law. Thank you very much for your assistance in this matter.

Very truly yours,

KEVIN V. RYAN
United States Attorney



Assistant United States Attorney

MAP: lg

b6
b7C

RETURN OF SERVICE¹

RECEIVED BY SERVER	DATE 1/3/06	PLACE San Jose, CA
SERVED	DATE 1/3/06	PLACE Mountain View, CA
SERVED ON (PRINT NAME)		
SERVED BY (PRINT NAME)	TITLE Special Agent	

b3
b6
b7C

STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL

b6
b7CDECLARATION OF SERVER²

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 1/3/2006
Date

Signature of Server

FBI, 950 S. Bascom, SJ, CA
Address of Server

Additional Information

ALL FBI INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 07-06-2009 BY 60322/UC/LRP/PLJ/sdb

¹As to who may serve a subpoena and the manner of its service see Rule 17(d), Federal Rules of Criminal Procedure, or Rule 45(c), Federal Rules of Civil Procedure.

²"Fees and mileage need not be tendered to the witness upon service of a subpoena issued on behalf of the United States or an officer or agency thereof (Rule 45(c), Federal Rules of Civil Procedure; Rule 17(d), Federal Rules of Criminal Procedure) or on behalf of certain indigent parties and criminal defendants who are unable to pay such costs (28 USC 1825, Rules 17(b) Federal Rules of Criminal Procedure)".

(Rev. 01-31-2003)

b6
b7C

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 01/31/2006

To: San Francisco

From: San Francisco

Squad 14G/ SJRA

Contact: SA [REDACTED]

Approved By: [REDACTED] JrM1

Drafted By: [REDACTED]: dm *DM*

Case ID #: ✓288A-SF-139138-5 (Closed)

Title: UNSUB(s);
SANTY WORM;
GOOGLE INC. - VICTIM

Synopsis: Google is not interested in pursuing this matter. It is recommended this case be closed.

Details: On January 30, 2006, [REDACTED] Google Inc., advised that the legal department of Google is not interested in conducting any further investigation into this matter.

Inasmuch as Google is the victim and their assistance in the form of providing logs and other supporting documentation is necessary to pursue prosecution, it is recommended this case be administratively closed.

♦♦

SF Field Intelligence Group

Potential Intel Value: Yes ☐ No ☒

Reviewed By: *MA* Date: 2/7/06

S-Drive Location: _____

Close

*MA 2/7/06
Case closed 2/10/06
DWS*

Close

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

b6
b7c

Precedence: ROUTINE

Date: 04/07/2005

To: Jacksonville
San Francisco
Washington Field

Attn: Cyber
Attn: Cyber
Attn: Cyber

From: Dallas

Cyber

Contact: SA [REDACTED]

Approved By: [REDACTED]

Drafted By: [REDACTED] tc

Case ID #: DL 288A-0 (Pending)

Title: [REDACTED]

GOOGLE;
COMPUTER INTRUSION

Synopsis: Set Leads for Receiving Offices

Enclosure(s): Enclosed for Receiving Offices

(1) Copies of email correspondences between [REDACTED] and [REDACTED]

Details: On 4/6/05, [REDACTED] GLC Ventures, [REDACTED]

[REDACTED] contacted the Dallas FBI alleging that his business is being extorted to be placed back on the results of Google searches. GLC Ventures is a business specializing in the marketing of internet based companies and products. The co-owners of the business are [REDACTED]
[REDACTED]
[REDACTED]

According to [REDACTED] over 100 GLC Venture websites advertising GLC Venture products, and other products of companies having a working relationship with GLC Ventures, were removed from the results of Google searches. The websites were removed from Google searches around 12/27/04. Shortly afterwards, [REDACTED] received emails and telephone calls from individuals named [REDACTED] and [REDACTED] offering to have the GLC Ventures websites "readded" to the results of Google searches for a monetary fee. [REDACTED] stated that he had contact with individuals at Google that could correct the problem. The GLC Ventures websites are being hosted by Above Net, 1807 Michael Faraday Court, Reston, VA 20190, telephone number 877/479-7378.

To: Jacksonville From: Dallas
Re: DL 288A-0, 04/07/2005

b6
b7C

stated that the business loss to GLC Ventures is \$500,000.

To: Jacksonville From: Dallas
Re: DL 288A-0, 04/07/2005

LEAD(s):

Set Lead 1: (Discretionary)

JACKSONVILLE

AT NAVARRE, FL

At discretion of Jacksonville Office, determine lead value of the information contained herein including possible investigation.

Set Lead 2: (Discretionary)

SAN FRANCISCO

AT MOUNTAIN VIEW, CA

At discretion of Newark Office, determine lead value of the information contained herein including possible investigation.

Set Lead 3: (Discretionary)

WASHINGTON FIELD

AT RESTON, VA

At discretion of Washington Field Office, determine lead value of the information contained herein including possible investigation.

♦♦

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 11/29/2005

To: Atlanta

From: San Francisco
Squad 14G/San Jose RA
Contact: SSA [REDACTED]

Approved By: [REDACTED]

Drafted By: [REDACTED]:ma

Case ID #: SF 62F-0

Title: UNSUB, aka
[REDACTED]
SUSPICIOUS ACTIVITY
AT GOOGLE FACILITY IN
LITHIA SPRINGS, GEORGIA

Synopsis: To forward alleged suspicious activity by one [REDACTED] (female) at an unmarked Google data center located at 101 Aguila Way, Lithia Springs, Georgia.

Enclosure(s): Enclosed for Atlanta is one Internet e-mail from [REDACTED] [REDACTED] Google, to SSA [REDACTED] [REDACTED] San Francisco Division, San Jose RA.

Details: On 11/27/2005, [REDACTED] Google, 1600 Amphitheater Parkway, Mountain View, California, telephone number (650) 623-6011, sent SSA [REDACTED] an Internet e-mail documenting suspicious activity by one [REDACTED] allegedly a [REDACTED] On 11/29/2005, SSA [REDACTED] re-contacted [REDACTED] and learned that [REDACTED] had no further information to provide. [REDACTED] noted that the data center where the alleged activity occurred is considered by Google as one of their corporate "critical infrastructure assets."

[REDACTED] advised that at approximately 3:55 p.m., on 11/25/2005, [REDACTED] entered the "North" parking lot of an unmarked Google data center in Lithia Springs, Georgia. Google personnel noted [REDACTED] took digital photographs of the building, which was ultimately confirmed from a surveillance video which Google possesses. [REDACTED] was confronted by Google physical security personnel and she provided conflicting statements, and she did not have a legitimate reason for being on the property. Instead, [REDACTED] ultimately told the personnel that she was lost. [REDACTED] declined a request from the security personnel to view the photographs she had taken.

To: Atlanta From: San Francisco
Re: 62F-0, 11/29/2005

b6
b7C

Local police were not contacted, and [] was asked to leave the property. [] was driving a rental vehicle from Airport Rent-A-Car of Atlanta. The car did not have license plates, but was described as a tan/gold Mitsubishi. Google security personnel asked [] for identification, and she produced a United Kingdom - Great Britain passport (no further information). Google personnel also determined [] was staying at the Renaissance-Atlanta Hotel, 590 West Peach Street, NW, Atlanta, Georgia. Google determined [] checked out of the hotel on 11/26/2005.

Enclosed with this communication is an Internet e-mail from Google to SSA [] with additional self-explanatory facts regarding George's contact with Google personnel in Georgia.

This information is being forwarded to Atlanta for intelligence purposes and for whatever action deemed appropriate. San Francisco is taking no further action.

To: Atlanta From: San Francisco
Re: 62F-0, 11/29/2005

LEAD(s) :

Set Lead 1: (Info)

ATLANTA

AT ATLANTA, GEORGIA

Read and Clear.

♦♦

[redacted]
New York Times
351 11th Ave.
San Francisco, Ca. 94118
[redacted]

b6
b7C

Federal Bureau of Investigation
Attn: FOI/PA Request
Record/Information Dissemination Section
170 Marcel Drive
Winchester, VA 22602-4843

July 22, 2011

I'd like to make a Freedom of Information Act request for all F.B.I. records related to the following companies:

- Google, the Internet search engine
- Facebook, the social network
- Apple, the computer and mobile device maker

The search should cover the dates from Jan 1, 2009 to the present. I'd like the search to include – but not be limited to – the San Francisco, San Jose, New York and Washington, DC offices.

I'm interested in all files including investigative records. Also, I'd like any files related to FBI officials visiting the above companies (for example, FBI director Robert Muller visited Facebook's headquarters in Nov 2010). There would likely be documents and correspondence generated in preparation, notes taken by staff during the event and documents generated after the visit.

I'm willing to pay all necessary processing fees. However, I may be eligible for a waiver for some or all of the costs based on my job as a journalist.

Thank you.

[redacted]

b6
b7C



351 11th Ave.
San Francisco, Ca 94118

SAN FRANCISCO CA 941

23 JUL 2011 PM 5:17



F.B.I.

Attn: FOI / PA Request

Record / Information Dissemination Section

170 Marcel Drive

Winchester, VA 22602-4843

22602+4843



b6
b7C



Federal Bureau of Investigation

Washington, D.C. 20535

November 22, 2011

[Redacted]
NEW YORK TIMES
351 11TH AVENUE
SAN FRANCISCO, CA 94118

b6
b7C

FOIPA Request No.: 1170987- 000
Subject: GOOGLE, INC

Dear [Redacted]

This responds to your Freedom of Information Act (FOIA) request.

Based on the information you provided, we conducted a search of the Central Records System. We were unable to identify main file records responsive to the FOIA. If you have additional information pertaining to the subject that you believe was of investigative interest to the Bureau, please provide us the details and we will conduct an additional search.

You may file an appeal by writing to the Director, Office of Information Policy (OIP), U.S. Department of Justice, 1425 New York Ave., NW, Suite 11050, Washington, D.C. 20530-0001. Your appeal must be received by OIP within sixty (60) days from the date of this letter in order to be considered timely. The envelope and the letter should be clearly marked "Freedom of Information Appeal." Please cite the FOIPA Request Number in any correspondence to us for proper identification of your request.

Enclosed for your information is a copy of the FBI File Fact Sheet.

Sincerely yours,

A handwritten signature in black ink, appearing to read "D. Hardy", is located below the "Sincerely yours," text.

David M. Hardy

Section Chief,
Record/Information
Dissemination Section
Records Management Division

Enclosure



Federal Bureau of Investigation

Washington, D.C. 20535

August 9, 2011

[REDACTED]
NEW YORK TIMES
351 11TH AVENUE
SAN FRANCISCO, CA 94118

b6
b7C

FOIPA Request No.: 1170987- 000
Subject: GOOGLE, INC

Dear [REDACTED]

This acknowledges receipt of your Freedom of Information/Privacy Acts (FOIPA) request to the FBI.

- ☒ This FOIPA request has been received at FBI Headquarters for processing.
- ☐ This FOIPA request has been received at the [_____] Resident Agency / [_____] Field Office] and forwarded to FBI Headquarters for processing.
- ☒ We are searching the indices to our Central Records System for the information responsive to this request. You will be informed of the results in future correspondence.
- ☐ Your request for a fee waiver is being considered and you will be advised of the decision at a later date.
- ☐ Please check for the status of your FOIPA request at www.fbi.gov/foia

The FOIPA Request number listed above has been assigned to your request. Please use this number in all correspondence concerning your request. Your patience is appreciated.

Very truly yours,

A handwritten signature in black ink, appearing to read "D Hardy", is written below the "Very truly yours," text.

David M. Hardy
Section Chief,
Record/Information

Dissemination Section

Records Management Division

Sobonya, David P.

From: [redacted]
Sent: Friday, October 12, 2012 4:48 PM
To: Sobonya, David P.
Subject: Appeal remanded by Justice Department
Attachments: filename-1.pdf

b6
b7C

Mr. Sobonya,

Hi [redacted] here. We spoke by phone a couple of weeks ago about my FOIA appeal that the Justice Department remanded to the FBI. You told me that you had no record of the Justice Department's decision. As requested, I'm sending you a copy of the letter I received from the Justice Department on May 31, 2012 (see attachment).

The request numbers are the following:

1170987

1170989

1170990

Any help would be much appreciated. Thanks, [redacted]

[redacted]

510-
868-4391



U.S. Department of Justice
Office of Information Policy
Suite 11050
1425 New York Avenue, NW
Washington, DC 20530-0001

Telephone: (202) 514-3642

MAY 31 2012

David Shonka
FBI: 510-
868-4593

[Redacted]
351 11th Avenue
San Francisco, CA 94118

Re: Appeal Nos. AP-2012-01179,
AP-2012-01180 & AP-2012-01181
Request Nos. 1170987, 1170989 &
1170990
ADW:BT

b6
b7C

Dear [Redacted]

You appealed from the action of the Federal Bureau of Investigation on your request for access to all records from January 1, 2009 to the present concerning Google, Facebook, and Apple.

After carefully considering your appeal, and as a result of discussions between FBI personnel and this Office, I am remanding your request for a further search for responsive records. If the FBI locates releasable records, it will send them to you directly, subject to any applicable fees. You may appeal any future adverse determination made by the FBI. If you would like to inquire about the status of this remand, please contact the FBI directly.

If you are dissatisfied with my action on your appeal, the Freedom of Information Act permits you to file a lawsuit in federal district court in accordance with 5 U.S.C. § 552(a)(4)(B).

Sincerely,

Janice Galli McLeod
Associate Director

By: [Redacted]

[Redacted]
Administrative Appeals Staff

b6
b7C



U.S. Department of Justice

Office of Information Policy

Telephone: (202) 514-3642

Washington, D.C. 20530

JAN 26 2012

[Redacted]
351 11th Avenue
San Francisco, CA 94118

Re: Request No. 1170987 - related to Google

Dear [Redacted]:

This is to advise you that your administrative appeal from the action of the Federal Bureau of Investigation was received by this Office on January 25, 2012.

The Office of Information Policy has the responsibility of adjudicating such appeals. In an attempt to afford each appellant equal and impartial treatment, we have adopted a general practice of assigning appeals in the approximate order of receipt. Your appeal has been assigned number **AP-2012-01179**. Please mention this number in any future correspondence to this Office regarding this matter.

We will notify you of the decision on your appeal as soon as we can. If you have any questions about the status of your appeal you may contact me at the number above.

Sincerely,

Priscilla Jones
for Priscilla Jones
Supervisory Administrative Specialist

FBI

b6
b7C

FOIA

(R)

FBI

(X3)

[redacted]
351 11th Ave.
San Francisco, Ca. 94118
[redacted]

1. 2012-01179
2. 2012-01180
3. 2012-01181

U.S. Department of Justice
1425 New York Ave., NW
Suite 11050
Washington, DC. 20530-0001

Jan. 9, 2012

I'd like to appeal the responses for the following FOIA requests:

- ① - 1170987-000 (related to Google)
- ② - 1170989-000 (related to Facebook)
- ③ - 1170990-000 (related to Apple)

RECEIVED

JAN 25 2012

Office of Information Policy

I believe the F.B.I. has responsive documents files related to investigations of alleged crimes against the above companies such as hacking attacks, theft, etc. Also, as normal course of investigations, the F.B.I. would file search warrant applications seeking information from the above companies about their users including emails, contents of social networking accounts, etc.

In the responses I received from the F.B.I., I saw no mention of my request for information related to personal visits by F.B.I. employees to the offices of Google, Facebook or Apple. As an example, I cited a visit by former F.B.I. director Robert Muller to Facebook in Nov. 2010 that was reported in a national news magazine (he met with Facebook's founder, Mark Zuckerberg). There would undoubtedly be documents and correspondence generated in preparation for such a visit, notes taken by staff during any meetings and documents generated after the fact. Other agency staff may have visited on other occasions.

There also may be procurement contracts between the F.B.I. and the three companies. For example, the F.B.I. may have bought products from Apple such as computers and mobile phones.

I'm willing to pay all necessary processing fees. However, I may be eligible for a waiver for some or all of the costs based on my job as a journalist.

Thank You.

[redacted]

b6
b7C

Work Processing Unit (WPU)
PIO Routing Slip

PIO: David Sobonya

LAS assigned: _____ FOIPA# 1170987-000

Date forwarded to WPU for handling: 10-16-12 1170989-000
1170990-000

(Note: PIO will hold requests for DOJ 361 for 3 days before submitting to WPU).

Description of correspondence attached:

- ☐ Proof of Death
- ☐ Certification of Identity/Privacy Waiver
- ☐ Change of address/Returned mail/Incorrect address
- ☐ Cancel request
- ☐ Reduce scope/Negotiations
- ☐ Cost response (CD/Paper format)
- ☐ Additional correspondence (admin scan only)
- ☐ Expedited Processing
- ☐ Possible HIGH-VIZ
- ☒ Reopen _____
- ☐ Status _____

☒ Other OIP Remand is ATTACHED,
E-mail/Remand ALREADY SCANNED INTO
REQUESTS.

WPU action required: _____

[redacted]
New York Times
351 11th Ave.
San Francisco, Ca. 94118
[redacted]

b6
b7C

Federal Bureau of Investigation
Attn: FOI/PA Request
Record/Information Dissemination Section
170 Marcel Drive
Winchester, VA 22602-4843

Feb. 13, 2013

I'd like to make a Freedom of Information Act request for all F.B.I. records related to the following companies:

- Google, the Internet search engine
- Facebook, the social network
- Apple, the computer and mobile device maker

The search should cover the dates from Aug. 1, 2011 to the present. I'd like the search to include -- but not be limited to -- the San Francisco, San Jose, New York and Washington, DC offices.

I'm interested in all files including investigative records of crimes against the above companies such as hacking attacks, theft, etc. As normal course of investigations, the F.B.I. would file search warrant applications seeking information from the above companies about their users including emails, contents of social networking accounts, etc.

Also, I'd like any files related to FBI officials visiting the above companies. There would likely be documents and correspondence generated in preparation, notes taken by staff during the event and documents generated after the visit.

I'm willing to pay all necessary processing fees. However, I may be eligible for a waiver for some or all of the costs based on my job as a journalist who contributes to BusinessWeek and Fortune.

Thank you

[redacted]

b6
b7C

Sobonya, David P.

From: Sobonya, David P.
Sent: Wednesday, February 13, 2013 7:29 AM
To: [REDACTED]
Subject: RE: Appeal remanded by Justice Department

b6
b7C

Dear [REDACTED]

All three requests were reopened on 11-28-2012 (actual date requests were scanned into the FOIPA Document Processing System) and assigned FOIPA Request Numbers #1170987-001, #1170989-001 & #1170990-001. The requests are presently in Initial Processing, where the assigned analyst is searching for, retrieving and reviewing potentially responsive records. If appropriate, correspondence regarding the requests will be forthcoming.

Information regarding the Freedom of Information Act/Privacy is available at <http://www.fbi.gov/> or <http://www.fbi.gov/foia/>. If you require additional assistance please contact the Public Information Officer.

Thank you,

David P. Sobonya
Public Information Officer/Legal Admin. Specialist
Record/Information Dissemination Section (RIDS)
FBI-Records Management Division
170 Marcel Drive, Winchester, VA 22602-4843
PIO: (540) 868-4593
Direct: (540) 868-4286
Fax: (540) 868-4391/4997

From: [REDACTED]
Sent: Tuesday, February 12, 2013 7:31 PM
To: Sobonya, David P.
Subject: Re: Appeal remanded by Justice Department

b6
b7C

Mr. Sobonya,

Hi. I'd like to check up on any progress related to several FOIA appeals being processed related to Google, Apple and Facebook. If you are not the right person, perhaps you could point me to someone else who may be able to assist. Any help would be much appreciated.

The appeals numbers are:
AP-2012-01179,
AP-2012-01180
AP-2012-01181

The original requests are:
1170987
1170989
1170990

Thanks, [REDACTED]
[REDACTED]

b6
b7C

On Mon, Oct 15, 2012 at 6:56 AM, Sobonya, David P. <David.Sobonya@ic.fbi.gov> wrote:

Dear

b6
b7C

The FBI has received your additional correspondence regarding your Freedom of Information Act/Privacy (FOI/PA) request and it has been forwarded to the Work Process Unit (WPU), Single Station Team (SST) or the assigned Disclosure analyst for review. A response will be forthcoming.

Additional information regarding the Freedom of Information Act/Privacy may be accessed at <http://www.fbi.gov/> or <http://www.fbi.gov/foia/>.

If you require additional assistance please contact me.

Thank you,

David P. Sobonya

Public Information Officer/Legal Admin. Specialist

Front Office

Record/Information Dissemination Section (RIDS)

FBI-Records Management Division

170 Marcel Drive, Winchester, VA 22602-4843

Direct: (540) 868-4286

PIO Number: (540) 868-4593

Fax: (540) 868-4391/4997

From:

Sent: Friday, October 12, 2012 4:48 PM

To: Sobonya, David P.

Subject: Appeal remanded by Justice Department

b6
b7C

Mr. Sobonya,

Hi. [redacted] here. We spoke by phone a couple of weeks ago about my FOIA appeal that the Justice Department remanded to the FBI. You told me that you had no record of the Justice Department's decision. As requested, I'm sending you a copy of the letter I received from the Justice Department on May 31, 2012 (see attachment).

b6
b7c

The request numbers are the following:

1170987

1170989

1170990

Any help would be much appreciated. Thanks, [redacted]
[redacted]



U.S. Department of Justice

Federal Bureau of Investigation
Washington, D.C. 20535

May 22, 2014

NEW YORK TIMES
351 11TH AVENUE
SAN FRANCISCO, CA 94118

FOIPA Request No.: 1170987-001
Subject: GOOGLE, INC.
Release No.: 262954

Dear [REDACTED]

The enclosed documents were reviewed under the Freedom of Information/Privacy Acts (FOIPA), Title 5, United States Code, Section 552/552a. Deletions have been made to protect information which is exempt from disclosure, with the appropriate exemptions noted on the page next to the excision. In addition, a deleted page information sheet was inserted in the file to indicate where pages were withheld entirely. The exemptions used to withhold information are marked below and explained on the enclosed Explanation of Exemptions:

Section 552

☒ (b)(1)

☐ (b)(2)

☒ (b)(3)

50 USC 3024 (j)(1)

☐ (b)(4)

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Section 552a

☐ (d)(5)

☐ (j)(2)

☐ (k)(1)

☐ (k)(2)

☐ (k)(3)

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32 pages were reviewed and 25 pages are being released.

☐ Document(s) were located which originated with, or contained information concerning other Government agency(ies) [OGA]. This information has been:

☐ referred to the OGA for review and direct response to you.

☐ referred to the OGA for consultation. The FBI will correspond with you regarding this information when the consultation is finished.

☐ In accordance with standard FBI practice and pursuant to FOIA exemption (b)(7)(E) and Privacy Act exemption (j)(2) [5 U.S.C. § 552/552a (b)(7)(E)/(j)(2)], this response neither confirms nor denies the existence of your subject's name on any watch lists.

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. See 5 U.S.C. § 552(c) (2006 & Supp. IV (2010)). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist. Enclosed for your information is a copy of the Explanation of Exemptions.

b6
b7C

☒ You have the right to appeal any denials in this release. Appeals should be directed in writing to the Director, Office of Information Policy (OIP), U.S. Department of Justice, 1425 New York Ave., NW, Suite 11050, Washington, D.C. 20530-0001, or you may submit an appeal through OIP's eFOIA portal at <http://www.justice.gov/oip/efoia-portal.html>. Your appeal must be received by OIP within sixty (60) days from the date of this letter in order to be considered timely. The envelope and the letter should be clearly marked "Freedom of Information Appeal." Please cite the FOIPA Request Number assigned to your request so that it may be easily identified.

☐ The enclosed material is from the main investigative file(s) in which the subject(s) of your request was the focus of the investigation. Our search located additional references, in files relating to other individuals, or matters, which may or may not be about your subject(s). Our experience has shown when ident, references usually contain information similar to the information processed in the main file(s). Because of our significant backlog, we have given priority to processing only the main investigative file(s). If you want the references, you must submit a separate request for them in writing, and they will be reviewed at a later date, as time and resources permit.

☒ See additional information which follows.

Sincerely,



David M. Hardy
Section Chief
Record/Information
Dissemination Section
Records Management Division

Enclosure(s)

In response to your Freedom of Information Act (FOIA) request submitted to the Records Management Division at Winchester, VA., enclosed are processed copies of the FBI Director's Office Documents.

For your information, material is exempt from disclosure in its entirety pursuant to Title 5, United States Code, Section 552, subsection (b)(7)(A), which pertains to records or information compiled for law enforcement purposes, the release of which could reasonably be expected to interfere with enforcement proceedings.

FEDERAL BUREAU OF INVESTIGATION
FOI/PA
DELETED PAGE INFORMATION SHEET
FOI/PA# 1170987-1

Total Deleted Page(s) = 7

Page 21 ~ b1; b7E;
Page 23 ~ b6; b7C;
Page 24 ~ b5; b7E;
Page 25 ~ b5; b7E;
Page 26 ~ b5; b7E;
Page 27 ~ b5; b7E;
Page 28 ~ b5; b7E;

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Google Meeting, 11:00 a.m., 11/16/2010



"Going Dark"
Meeting Attendees
11/16 -11/17/2010

Google, 11:00 a.m. on 11/16/2010

Eric Schmidt, *CEO*

Kent Walker, *General Counsel*

Richard Salgado, *Corporate Attorney*

Bill Coughran, *Technologist*

Facebook, 2:00 p.m. on 11/16/2010

Sheryl Sandberg, *Chief Operating Officer*

Joe Sullivan, *Chief Security Officer*

Microsoft, 8:30 a.m. on 11/17/2010

Steve Ballmer, *CEO*

Brad Smith, *Senior Vice President & General Counsel*

Scott Charney, *Corporate Vice President*

Background Information
Director Robert S. Mueller, III

Meeting with Google Inc.
November 16, 2010

Time/Location: 11:00 a.m., Tuesday, November 16, 2010, at Google Headquarters, 1600 Amphitheater Parkway, Building 43, Mountain View, California.

Event: Meeting with Google Executives

Attendees: Eric Schmidt, Chief Executive Officer
Kent Walker, General Counsel
Richard Salgado, Corporate Attorney
Bill Coughran, Technologist
Note: See enclosed biographies.

FBI Attendees Valerie Caproni, General Counsel
[redacted] Senior Technical Advisor
[redacted] Special Assistant

b6

Miscellaneous: When you arrive at Google Headquarters, you will be greeted by [redacted]
[redacted] You will then be escorted to Google's conference room to
meet with their executives. You will have approximately one hour to
discuss Going Dark issues and initiatives as related to Google.
Note: See enclosed biographies.

b6

The event is **CLOSED** to the media.

POC: [redacted]
Administrative Assistant
[redacted] (cell)
[redacted]
Director's Special Assistant
[redacted]
SSA [redacted]
Director's Research Group
[redacted]

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Google Incorporated Company Overview

Google is a multinational public corporation invested in Internet search, cloud computing, and advertising technologies. Google hosts and develops a number of Internet-based services and products, and generates profit primarily from advertising. The company's stated mission is "to organize the world's information and make it universally accessible and useful."

As of 2009, Google has a global annual revenue of \$26.65 billion and as of 2010, 23,300 employees in dozens of countries worldwide. Google operates over one million servers in data centers around the world, and processes over one billion search requests every day. Google's rapid growth has triggered a chain of products, acquisitions, and partnerships beyond the company's core search engine. The company offers online productivity software, such as e-mail software and social networking tools. Google's products extend to the desktop as well, with applications such as a web browser, photo organization and editing software, and an instant messaging application. Notably, Google leads the development of a mobile phone operating system, used on a number of smartphones.

Google is known for having an informal corporate culture. On *Fortune magazine's* list of best companies to work for, Google ranked first in 2007 and 2008, and fourth in 2009 and 2010. Also in 2010, Google was ranked first in both the business and engineering categories by Universum Communication as the "World's Most Attractive Employer" to graduating students.

Founded by Larry Page and Sergey Brin on September 4, 1998, in Menlo Park, California, Google originally began in January, 1996, as a research project while both Mr. Page and Mr. Brin were Doctor of Philosophy students at Stanford University. Google is the dominant search engine provider in the United States, and has captured more than 65 percent market share.

~~SECRET~~ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED EXCEPT
WHERE SHOWN OTHERWISE

San Francisco Input Google

(U) ~~(S)~~ San Francisco is assigned the Cyber/CI intrusion case announced publicly by Google and widely publicized in the media in January 2010. This case involved the exfiltration of Google source code and other highly sensitive files. [REDACTED]

b1
b3
b7E

(S)

(U)

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(U) At one time in the recent past, Google was concerned with the lack of sufficient **numbers of Cyber Agents** in the San Francisco Division to handle cases in a timely manner. However, during the past two years the Cyber Division has provided additional FSL to San Francisco and cooperated with the Transfer Unit to ensure qualified Cyber tracked Agents were transferred to San Francisco. Since January 2010, San Francisco Cyber staffing has increased significantly and Google appears to be pleased with the increased staffing. The increased staffing allowed San Francisco to add a fourth Cyber squad.

(U)

b5
b7E

(U) ~~(S/NF)~~ Despite the challenges encountered immediately after the January attack, San Francisco has several primary contacts in Google's risk management/investigation, legal compliance, and legal department. All of these contacts have assisted San Francisco and other divisions on numerous occasions prior to, and since, the attack. In fact, since the attack announcement [REDACTED]

b1
b3

(S)

(U) On the criminal side, San Francisco has a criminal intrusion case where a subject had compromised close to 1 million YouTube users' accounts [REDACTED]

b7E

[REDACTED] The subject has been identified and will be indicted in December of this year.

~~SECRET~~



Eric Schmidt
Chairman of the Board and Chief Executive Officer
Google Inc.

Since joining Google in 2001, Eric Schmidt has helped grow the company from a Silicon Valley startup to a global enterprise. Under his leadership, Google has dramatically scaled its infrastructure and broadened its offerings while maintaining a culture of strong innovation. His background uniquely prepares him to lead Google's efforts toward technological solutions that focus on users. With founders Sergey Brin and Larry Page, and the rest of the executive team, he oversees the company's technical and business strategy.



Prior to joining Google, Mr. Schmidt was the Chairman and CEO of Novell, and Chief Technology Officer at Sun Microsystems, Inc., where he led the development of Java, Sun's platform-independent programming technology. He was a member of the research staff at Xerox Palo Alto Research Center and held positions at Bell Laboratories and Zilog.

Mr. Schmidt received a Bachelor's degree in Electrical Engineering from **Princeton University**, as well as a Master's degree and Ph.D. in Computer Science from the University of California, Berkeley.

Mr. Schmidt is a member of President Obama's Council of Advisors on Science and Technology. In 2006, he was elected to the National Academy of Engineering. In 2007, he was inducted into the American Academy of Arts and Sciences as a fellow. Mr. Schmidt also chairs the Board of the New America Foundation.



W. M. Coughran, Jr.
Senior Vice President, Engineering
Google Inc.

W.M. Coughran joined Google engineering in early 2003. He leads the broad systems infrastructure group underlying Google's products and services, including cluster management, storage, search systems, and a number of product engineering efforts.



Throughout his extensive career in computing, Mr. Coughran has been involved with networking, secure and distributed systems, as well as computational science and engineering. Prior to joining Google, he co-founded and served as CEO and in other executive roles at Entrisphere in Silicon Valley. He was head of Bell Labs' Computing Sciences Research Centre, where C, C++, Unix, Plan 9, and Inferno were created.

Mr. Coughran serves on the Board of Directors for nSolutions Inc. and Clearwell Systems Inc. Additionally, he is the author of more than 50 publications and has served on several scientific boards, committees, and technical advisory bodies. He has held adjunct and visiting positions at Stanford, the ETH, and Duke.



Kent Walker
Vice President and General Counsel
Google Inc.

Kent Walker is responsible for managing Google's global legal team and advising the company's board and management on legal issues and corporate governance matters.



Prior to joining Google, Mr. Walker held senior legal positions at a number of leading technology companies. Most recently, he was Deputy General Counsel of eBay Incorporated where he managed corporate legal affairs, litigation, and legal operations. He served as the Executive Vice President of Liberate Technologies, a leading provider of interactive services software founded by Oracle and Netscape Communications. He also served as Associate General Counsel for Netscape and America Online, and Senior Counsel for AirTouch Communications, which was later acquired by Vodafone.

Mr. Walker was previously an Assistant United States Attorney with the U. S. Department of Justice, where he specialized in the prosecution of technology crimes and advised the Attorney General on management and technology issues.

Mr. Walker has served on numerous boards of technology industry trade associations and is on the steering committee of the annual Computers, Freedom and Privacy conference. He graduated magna cum laude and Phi Beta Kappa from Harvard College, and graduated with distinction from Stanford Law School.

Richard P. Salgado
Senior Counsel
Google Inc.

Richard Salgado began his career with Google in 2009. He also is currently employed as a Lecturer in Law at Stanford Law School.

From 2004 to 2009, he served as a Senior Corporate Counsel for Yahoo, Incorporated. From 2001 to 2004, he was an Adjunct Professor of Law, Computer Crimes, at Georgetown University Law Center. In 2000, he served as an Adjunct Professor of Law, Computer Crimes, at George Mason University School of Law.



From 1996 to 1999, Mr. Salgado was employed by Cooley Godward LLP as a Senior Associate. From 1995 to 1996, he was employed by the Republic of Palau Supreme Court as a Senior Court Counsel. From 1991 to 1995, he was an Associate with Williams Youle & Koenigs. From 1981 to 1991, he served as a Judicial Clerk for Chief Judge Lewis T. Babcock, U.S. District Court for the District of Colorado.

Mr. Salgado received a Bachelor of Art from the University of New Mexico and a Juris Doctor from Yale Law School.

CLF P9



Googling the Censors

Posted: 09/28/2010 [Source: The New York Times, Editorial]

In most repressive countries, government censors like to toil in the shadows, maintaining a cover of deniability as they block citizens' access to information. It is gratifying to see that the Internet and Google are making their job tougher.

Four months ago, **Google unveiled a tool** that allows users to monitor the requests received from governments to take down material or report data on the users of their search engine and other services. This month, it released another tool that will expose less overt attempts by governments to curtail its various services, including YouTube and Gmail.

The **new tracker** shows how traffic on **YouTube** in Iran fell to zero after the disputed presidential election last year. And how YouTube traffic collapsed in Libya in January after it aired videos of demonstrations by families of murdered prisoners and videos of partying relatives of Col. Muammar el-Qaddafi, the Libyan leader.

The tracker shows the ebbs and flows of traffic but not the cause of disruptions – whether a government directive or a cut cable. Still, it adds an important new source of information.

For starters, it suggests that repressive governments are most fearful of YouTube – an effective vehicle to disseminate dissenting views and evidence of government repression.



Google's Income Rises 32%, Topping Forecast

By Claire Cain Miller

Posted: 10/14/2010 [Source: The New York Times]

SAN FRANCISCO – Google has spent the last few months arguing to anyone who will listen that its new advertising businesses – including ads with images and video and on cellphones – will fuel its next phase of growth. On Thursday, the company finally gave some numbers to support the claim.

Search advertising revenue still drove Google's better-than-expected performance in the third quarter, when revenue climbed 23 percent and net income rose 32 percent. But for the first time Google said on a call with analysts, display ads – nontext ads with images and video on YouTube and other Web sites – are on track to generate more than \$2.5 billion in revenue in the coming year, while mobile ads are on track to contribute another \$1 billion.

"Where's the next multibillion-dollar business after search?" said Jonathan Rosenberg, senior vice president of product management at Google, on the call. "There's your answer. It's display and it's already here." About mobile, he said, "Clearly this is the future of search and the Internet."

Still, \$3.5 billion in revenue from the new types of advertising is a small piece of the \$30 billion in annual revenue expected from Google, and not yet big enough to significantly affect its financial results, said Jordan Rohan, a managing director for Internet and digital media research at Stifel Nicolaus. That will probably not change until about 2012, he said.

"What matters is how much longer can Google grow at 20 percent or more, which is considered rapid growth, double the rate of Internet advertising at this point," Mr. Rohan said. If the company can continue to grow at that rate, he said, "it would suggest that they've extended gracefully into display and mobile."

Google said net income in the quarter ending Sept. 30 rose to \$2.17 billion, or \$6.72 cents a share, from \$1.64 billion, or \$5.13 a share, in the year-ago quarter. Excluding the cost of stock options and the related tax benefits, Google's third-quarter profit was \$7.64 a share. The company said revenue climbed to \$7.29 billion, from \$5.94 billion. Net revenue, which excludes commissions paid to advertising partners, was \$5.48 billion, up from \$4.38 billion a year ago.

The results beat the expectations of Wall Street analysts, and Google's stock price rose about 9 percent in after-hours trading.

Because Google's search revenue is so large, it needs to go after even bigger ad businesses to move the needle, said Colin W. Gillis, a technology analyst at BGC Partners.

"The next big pool of dollars are the brand dollars, the television dollars, and Google is starting to chase after that, but very slowly," Mr. Gillis said. "Television's ripe for disrupting as people are fast-forwarding through TV ads."

This month, Google introduced Google TV, which lets people access the Web on their television screens. Though it does not yet include advertising, it could eventually help Google get some of the \$50 billion television advertising market, Mr. Gillis said.

The percentage of revenue that the new ad businesses account for is less important than what Google can now offer advertisers, Susan Wojcicki, a vice president of product management at Google who is responsible for ad products, said in an interview.

"If you're an advertiser, you can do display, mobile and search with Google," she said.

Google said paid clicks on ads on Google sites and other sites that run Google ads grew 16 percent compared with the same period a year ago and 4 percent compared with the second quarter.

Mr. Rosenberg said Google Instant, the search tool that the company introduced in September to predict search queries and adjust the results as people type, had had minimal effect on Google's revenue. Some analysts predicted that it would increase clicks on the more expensive ads that appear alongside the most common search queries, since people no longer necessarily finish typing their full query.

Google has recently been rapidly investing in other areas, which weighs on its profit margins and "causes some investors to wince," Mr. Gillis said.

But on Thursday, the company's executives made it clear that they intended to maintain the same level of investment in both employees and new products.

"Simply put, we're on this growth agenda at full throttle," said Patrick Pichette, Google's chief financial officer.

Google hired 1,526 people in the quarter, which included the postgraduation hiring months, bringing the total number of employees to 23,331.

Google has also been investing in its new businesses that are not yet generating revenue. These include its Android mobile phones, Chrome browser and operating system and its social networking efforts, meant to head off competition from Facebook. They also include some more surprising businesses, like robotic cars that do not need drivers and wind energy farms in the Atlantic Ocean.



FCC opens inquiry into Google data collection

Federal Communications Commission to probe Google collection of data over Wi-Fi networks

By Joelle Tessler

Posted: November 10, 2010 [Source: Yahoo! News]

WASHINGTON (AP) -- The Federal Communications Commission is investigating whether Google Inc. broke the law by inadvertently sucking up fragments of e-mails, Internet passwords, Web surfing behavior and other online activities over public Wi-Fi networks while photographing neighborhoods for its "Street View" mapping feature.

The probe by the FCC comes two weeks after the Federal Trade Commission concluded its own inquiry into the problem, which Google said it discovered following an investigation by German regulators.

While the FTC criticized the search giant for collecting potentially sensitive information over unsecured wireless networks for several years before realizing it, the agency said it is satisfied that Google has taken adequate measures to improve its internal privacy controls. Those include privacy training for all 23,000 of the company's employees.

The FCC inquiry, first reported by The Wall Street Journal, will focus on whether Google violated a federal law that prohibits the unauthorized publication or use of messages intercepted over radio networks.

"As the agency charged with overseeing the public airwaves, we are committed to ensuring that the consumers affected by this breach of privacy receive a full and fair accounting," Michele Ellison, head of the FCC's Enforcement Bureau, said in a statement.

Google has said it gathered about 600 gigabytes of data -- enough to fill about six floors of an academic library -- in more than 30 nations and wants to delete all of the information as soon it's cleared to do so in all affected countries. But the company is facing a number of investigations both in the U.S. and overseas.

In addition to the FCC, a coalition of state attorneys general is examining the data collection and several prominent House members have criticized the company. Authorities in several other countries, including Italy, are also looking into the problem.

Last month, an investigation by Canada's Privacy Commissioner concluded that Google violated Canadian privacy law by collecting highly sensitive personal information -- including complete e-mail messages, e-mail addresses, telephone numbers and even personal medical details -- affecting thousands of citizens. The report blamed the episode on "an engineer's careless error as well as a lack of controls to ensure that necessary procedures to protect privacy were followed."

Reacting to the FCC inquiry on Wednesday, Google stressed that the incident was simply a mistake, that it did not want the data and that it has never used the information in any of its products and services. "As we have said before, we are profoundly sorry for having mistakenly collected payload data from unencrypted networks," the company said in a statement.



Entire Google work force to get 10% raises

Associated Press

Posted: 11/10/2010 [Source: The Detroit News]


New York— Google is reminding its 23,300 employees how much they are appreciated by giving them all 10 percent raises next year.

The Internet search leader also is shifting a portion of the annual bonuses into workers' regular paychecks. Google Inc. CEO Eric Schmidt celebrated the good news in an internal memo Tuesday to employees.

The planned raises, earlier reported by the technology blog Silicon Alley Insider, were confirmed today by the Associated Press.

Schmidt says Google wants to reward its employees for their hard work, but it also could be meant to prevent rivals such as Facebook from luring its workers away.

The raises are also the latest sign that Google expects to continue growing at a robust rate. The company has added 3,500 workers so far this year.



Google Cars Drive Themselves, in Traffic Networks Are Absent

By John Markoff

Posted: 10/09/2010 [Source: The New York Times]

MOUNTAIN VIEW, Calif. – Anyone driving the twists of Highway 1 between San Francisco and Los Angeles recently may have glimpsed a Toyota Prius with a curious funnel-like cylinder on the roof. Harder to notice was that the person at the wheel was not actually driving.

The car is a project of Google, which has been working in secret but in plain view on vehicles that can drive themselves, using artificial-intelligence software that can sense anything near the car and mimic the decisions made by a human driver.

With someone behind the wheel to take control if something goes awry and a technician in the passenger seat to monitor the navigation system, seven test cars have driven 1,000 miles without human intervention and more than 140,000 miles with only occasional human control. **One even drove itself down Lombard Street** in San Francisco, one of the steepest and curviest streets in the nation. The only accident, engineers said, was when one Google car was rear-ended while stopped at a traffic light.

Autonomous cars are years from mass production, but technologists who have long dreamed of them believe that they can transform society as profoundly as the Internet has.

Robot drivers react faster than humans, have 360-degree perception and do not get distracted, sleepy or intoxicated, the engineers argue. They speak in terms of lives saved and injuries avoided – more than 37,000 people died in car accidents in the United States in 2008. The engineers say the technology could double the capacity of roads by allowing cars to drive more safely while closer together. Because the robot cars would eventually be less likely to crash, they could be built lighter, reducing fuel consumption. But of course, to be truly safer, the cars must be far more reliable than, say, today's personal computers, which crash on occasion and are frequently infected.

The Google research program using **artificial intelligence** to revolutionize the automobile is proof that the company's ambitions reach beyond the search engine business. The program is also a departure from the mainstream of innovation in Silicon Valley, which has veered toward social networks and Hollywood-style digital media.

During a half-hour drive beginning on Google's campus 35 miles south of San Francisco last Wednesday, a Prius equipped with a variety of sensors and following a route programmed into the GPS navigation system nimbly accelerated in the entrance lane and merged into fast-moving traffic on Highway 101, the freeway through Silicon Valley.

It drove at the speed limit, which it knew because the limit for every road is included in its database, and left the freeway several exits later. The device atop the car produced a detailed map of the environment.

The car then drove in city traffic through Mountain View, stopping for lights and stop signs, as well as making announcements like "approaching a crosswalk" (to warn the human at the wheel) or "turn ahead" in a pleasant female voice. This same pleasant voice would, engineers said, alert the driver if a master control system detected anything amiss with the various sensors.

The car can be programmed for different driving personalities -- from cautious, in which it is more likely to yield to another car, to aggressive, where it is more likely to go first.

Christopher Urmson, a Carnegie Mellon University robotics scientist, was behind the wheel but not using it. To gain control of the car he has to do one of three things: hit a red button near his right hand, touch the brake or turn the steering wheel. He did so twice, once when a bicyclist ran a red light and again when a car in front stopped and began to back into a parking space. But the car seemed likely to have prevented an accident itself.

When he returned to automated "cruise" mode, the car gave a little "whir" meant to evoke going into warp drive on "Star Trek," and Dr. Urmson was able to rest his hands by his sides or gesticulate when talking to a passenger in the back seat. He said the cars did attract attention, but people seem to think they are just the next generation of the Street View cars that Google uses to take photographs and collect data for its maps.

The project is the brainchild of Sebastian Thrun, the 43-year-old director of the Stanford Artificial Intelligence Laboratory, a Google engineer and the co-inventor of the Street View mapping service.

In 2005, he led a team of Stanford students and faculty members in designing the Stanley robot car, winning the second Grand Challenge of the Defense Advanced Research Projects Agency, a \$2 million Pentagon prize for driving autonomously over 132 miles in the desert.

Besides the team of 15 engineers working on the current project, Google hired more than a dozen people, each with a spotless driving record, to sit in the driver's seat, paying \$15 an hour or more. Google is using six Priuses and an Audi TT in the project.

The Google researchers said the company did not yet have a clear plan to create a business from the experiments. Dr. Thrun is known as a passionate promoter of the potential to use robotic vehicles to make highways safer and lower the nation's energy costs. It is a commitment shared by Larry Page, Google's co-founder, according to several people familiar with the project.

The self-driving car initiative is an example of Google's willingness to gamble on technology that may not pay off for years, Dr. Thrun said. Even the most optimistic predictions put the deployment of the technology more than eight years away.

One way Google might be able to profit is to provide information and navigation services for makers of autonomous vehicles. Or, it might sell or give away the navigation technology itself, much as it offers its Android smart phone system to cellphone companies.

But the advent of autonomous vehicles poses thorny legal issues, the Google researchers acknowledged. Under current law, a human must be in control of a car at all times, but what does that mean if the human is not really paying attention as the car crosses through, say, a school zone, figuring that the robot is driving more safely than he would?

And in the event of an accident, who would be liable – the person behind the wheel or the maker of the software?

"The technology is ahead of the law in many areas," said Bernard Lu, senior staff counsel for the California Department of Motor Vehicles. "If you look at the vehicle code, there are dozens of laws pertaining to the driver of a vehicle, and they all presume to have a human being operating the vehicle."

The Google researchers said they had carefully examined California's motor vehicle regulations and determined that because a human driver can override any error, the experimental cars are legal. Mr. Lu agreed.

Scientists and engineers have been designing autonomous vehicles since the mid-1960s, but crucial innovation happened in 2004 when the Pentagon's research arm began its Grand Challenge.

The first contest ended in failure, but in 2005, Dr. Thrun's Stanford team built the car that won a race with a rival vehicle built by a team from Carnegie Mellon University. Less than two years later, another event proved that autonomous vehicles could drive safely in urban settings.

Advances have been so encouraging that Dr. Thrun sounds like an evangelist when he speaks of robot cars. There is their potential to reduce fuel consumption by eliminating heavy-footed stop-and-go drivers and, given the reduced possibility of accidents, to ultimately build more lightweight vehicles.

There is even the farther-off prospect of cars that do not need anyone behind the wheel. That would allow the cars to be summoned electronically, so that people could share them. Fewer cars would then be needed, reducing the need for parking spaces, which consume valuable land. And, of course, the cars could save humans from themselves. "Can we text twice as much while driving, without the guilt?" Dr. Thrun said in a recent talk. "Yes, we can, if only cars will drive themselves."

Google TV Announces Its Programming Partners, but the Top Networks Are Absent

By Claire Cain Miller and Brian Stetler

Posted: 10/04/2010 [Source: The New York Times]

Google announced on Monday its first content partners for Google TV, its effort to marry two mediums – the Internet and television. But the announcement underscored the difficulties companies face as they try to work their way into the living room.

The major television networks – ABC, CBS, Fox and NBC – will not participate, at least for the moment. However, several Internet companies and media outlets, including HBO, CNBC, Twitter, Netflix and Amazon, will work with Google to offer Web content and programming via television sets, the company said. They will allow on-demand viewing or build apps for TV screens.

James L. McQuivey, a principal analyst at Forrester, the technology research firm, called the partnerships “underwhelming.” Still, he said, other Google TV features, like the ability to search the Web for information about an actor or chat with friends on Twitter while watching TV, are more important to its success.

“They don’t actually need content partners to start their little revolution,” he said. “They don’t need the major broadcasters to play along because they can do a lot of cool things with you as a viewer without having to share any of the money.”

Google TV is the latest and most prominent service to connect TVs to the Web, promising to make all the living room’s audio and video as searchable and instantly accessible as the Internet’s content. That promise requires significant cooperation from media companies, and many have been reluctant to help.

With Google TV, the company wants to be a leader in the budding industry of Internet-connected television sets, which Forrester expects to be in 43 million United States homes by 2015, up from two million this year.

The average American watches five hours of TV a day, making it the biggest medium for advertisers. “One of our goals with Google TV is to finally open up the living room and enable new innovation from content creators, programmers, developers and advertisers,” Ambarish Kenghe, developer product manager for Google TV, wrote in the company blog post on Monday. Google faces competition from makers of set-top boxes including Apple, TiVo, Boxee and Roku, and from television distributors.

In addition to media companies’ caution, they all face another overarching challenge: TV viewers unimpressed with Internet-connected televisions. Just 3 percent of people own or intend to buy one, and almost two-thirds have not heard of them, according to Forrester. Of those who own them, a quarter do not use the Web capabilities. Still, major

players in the technology and media sectors are largely in agreement that Internet-connected sets are poised to take off.

The Google TV technology, which was announced in May and will be available to consumers in the coming weeks, will be built into new Sony high-definition televisions and Blu-ray players, and into a Logitech set-top box that viewers can use with their existing sets. Google will make its software available to other makers of TVs and set-top boxes. The companies have not yet said how much the equipment would cost.

Logitech is building a remote control for searching the TV and the Web, and viewers can also use their Android phones or iPhones as a remote control and "fling" a video they are watching on their phones to the television.

Google TV has been in talks with the major networks and Hollywood studios about optimizing their Web sites for TV screens and about obtaining data about their programs for search purposes. But one executive described the relationship between Google and the networks as being at the "first date" stage.

According to executives involved, some networks want Google to share revenue from the ads that it overlays on videos. Some want Google to weed out illegal Internet sources of their shows and make sure that their marquee programs still stand out on a service that potentially levels the playing field for all makers of video.

The executives insisted on anonymity because the networks uniformly declined on Monday to comment on Google TV, and because they did not want to perturb a company as big as Google.

One of Google TV's deals is with Turner Broadcasting, which owns TBS, TNT and other cable channels. Turner said it would optimize the Web sites of its channels for big-screen viewing.

HBO, which like Turner is a unit of Time Warner, will make its online on-demand Web site HBO Go available through Google TV, though only for HBO subscribers. Apps are another priority for Google TV, and another area where the company needs help from content providers. NBC Universal said it would deploy CNBC Real-Time, which allows for stock tracking on the screen alongside the live broadcast of the CNBC business channel, and the National Basketball Association said it would modify its existing N.B.A. Game Time app for TV screens.

Several media and Internet companies have also built new versions of their Web sites for viewing on televisions. These include the music services Vevo, Pandora and Napster, along with YouTube, Twitter, USA Today and The New York Times.



Due Diligence Checks

Google:

[Redacted]

b7E

[Redacted]

[Redacted]

b7E

[Redacted]

b7A

[Redacted]

The investigation is ongoing.

288A-SF-133411-Case was opened January 3, 2003. Google.com was a victim of two Denial of Service (DOS) attacks on January 2, 2003. Investigation led to the identification and eventual arrest [Redacted]

b6
b7C

[Redacted]

[Redacted]

[Redacted]

b6
b7C

[Redacted]

[Redacted]

b6
b7C

[redacted] (DO) (FBI)

From: [redacted] (DO) (FBI)
Sent: Monday, November 22, 2010 2:58 PM
To: [redacted] (DO) (FBI); [redacted] (DO) (FBI); [redacted] (DO) (FBI)
Cc: [redacted] (DO) (FBI)
Subject: Going Dark
Attachments: goingdark.pdf

b6

SENSITIVE BUT UNCLASSIFIED
NON-RECORD

Attached is a copy of the Director's thank you letters to Google CEO Eric Schmidt, Facebook COO Sheryl Sandberg, and Microsoft CEO Steve Ballmer for meeting with the FBI about the Going Dark Initiative. No hard copies will follow. Please further disseminate as needed.



goingdark.pdf (106 KB)

Thanks,

[redacted]
Supervisory Writer-Editor
Office of the Executive Secretariat
FBIHQ - Room 6147
[redacted]

b6

SENSITIVE BUT UNCLASSIFIED



U.S. Department of Justice
Federal Bureau of Investigation

Office of the Director

Washington, D.C. 20535-0001

November 19, 2010

Mr. Eric Schmidt
Chairman of the Board and
Chief Executive Officer
Google Inc.
1600 Amphitheatre Parkway
Mountain View, CA 94043


Dear Mr. Schmidt:

It was a pleasure meeting with you earlier this week and hearing your thoughts. My colleagues and I found the discussion with your delegation to be very productive, and we look forward to continued dialogue in the future.

Sincerely yours,



Robert S. Mueller, III
Director

Corporate Addresses

Facebook
Facebook

1601 S. California Avenue
Palo Alto, CA 94304

Google, Inc.
Google, Inc.

1600 Amphitheater Parkway
Mountain View, California 94042

✓ correct per email

Microsoft
Microsoft

1 Microsoft Way
Redmond, WA, 98052

PIO Routing Slip

Analyst: _____ FOIPA # NFP-43396Date forwarded to Initial Processing (IP) for handling: 2-18-15

(Note: PIO will hold Unperfected Requests [with complete address] for 3 days before submitting to IP)

Description of correspondence attached:

Subject matter
"Correspondence regarding
Google, inc"

- ☐ Proof of Death (POD)
- ☐ DOJ361-Certification of Identity/Privacy Waiver
- ☐ Change of address/Returned mail/Incorrect address
- ☐ Cancel request/reason _____
- ☐ Reduce scope/Negotiations or Change search criteria
- ☐ Cost response: _____ CD _____ Paper format _____ Search Fees _____ Fee Waiver
- ☐ Expedited Processing: _____ Pending _____ New Request
- ☐ Possible HIGH-VIZ
- ☒ Reopen: _____ Paid Fees _____ Wants additional records _____ Conduct a new search ☒ See comments
- ☐ 3rd Party Response other than Waiver
- ☒ Status: _____ Open ☒ Closed 2-5-15
 - ☐ Release Granted
 - ☐ _____ No Record _____ Glomar _____ NARA _____ NARA Destroy _____ Unable to Locate
 - ☐ Unperfected: _____ 1st Party _____ 3rd Party
 - ☐ Fees
 - ☐ B7A
 - ☒ Too Vague/Shukowsky/Not Reasonably Described
 - ☐ Other _____

12 3 FEB 2015

- ☐ Resend: _____ Never received release _____ Damaged CD _____ Request another copy _____ See comments
- ☐ Additional FOIPA Request Numbers: _____
- ☐ Additional correspondence (admin scan only) ☐ Web link(s) cannot be accessed
- ☐ Comments _____

Sobonya, David P. (RMD) (FBI)

From: [REDACTED]
Sent: Friday, February 13, 2015 8:23 AM
To: Sobonya, David P. (RMD) (FBI)
Subject: NFP-43396-Letter FBI Google FOIA
Attachments: 2-13-15 LETTER FBI GOOGLE FOIA.DOC

b6
b7C

Mr. Sobonya,

Hello.

To avoid my having to use FedEx, please acknowledge receipt of the attached communication with a simple "received" email reply.

Thank you.

[REDACTED]

b6
b7C

Should I send
a separate letter
addressing the
FOIA requests and
Google's [REDACTED]
[REDACTED] 13228260

Yes, Yes
DC is [REDACTED] [REDACTED]
[REDACTED] [REDACTED]

THRU: [REDACTED]

Phone: [REDACTED]

Fax: CALL FIRST

Email: [REDACTED]

Feb. 13, 2015

David M. Hardy
FBI

Dear M. Hardy,

Pursuant to the federal Freedom of Information Act, 5 U.S.C. 552, I am responding to your Feb. 8 letter concerning my FOIA request (NFP-43396).

You may limit the request to the offices of the Director; Deputy Director; Associate Deputy Director; Office of Congressional Affairs; Criminal, Cyber, Response, and Services Branch; Science and Technology Branch; and Information and Technology Branch.

My request seeks information about Google as a company and does not include casual communication about Google searches or so-called "Googling."

This request would, however, communication related in any way to contracts or agreements involving the company Google, congressional correspondence and communications with lawyers, lobbyists and/or other representatives of Google and with representatives of the White House and/or EOP, including records of any meetings.

Concerning email communication with Google employees, you can limit it to all communications with google.com domains, which should pertain only to Google Inc. employees and exclude other Gmail users who use the gmail.com domain.

That communication would include, but not be limited to, all communication with Google's [REDACTED]

Please note that your response didn't address the portion of my request that sought "all other FOIA request letters seeking any of the information being sought in this request, all other communication related to the requests and all responsive materials provided to requesters."

Concerning this portion of the request, for all practical purposes this covers any request with the word "Google" in the subject line.

Thank you for your assistance.

Yours very truly,

[REDACTED]



Federal Bureau of Investigation
Washington, D.C. 20535

July 7, 2015



b6
b7C

FOIPA Request No.: 1332056-000
Subject: COMMUNICATIONS BETWEEN
FBI AND [REDACTED] (GOOGLE)

Dear [REDACTED]:

This acknowledges receipt of your Freedom of Information Act Privacy Act (FOIPA) request to the FBI. The FOIPA number listed above has been assigned to your request.

You have requested records concerning one or more third party individuals. The FBI recognizes an important privacy interest in the requested information. You may receive greater access to these records if they exist by providing one of the following: (1) an authorization and consent from the individual(s) (*i.e.*, express authorization and consent of the third party); (2) proof of death (*i.e.*, proof that your subject is deceased); or (3) a justification that the public interest in disclosure outweighs personal privacy (*i.e.*, a clear demonstration that the public interest in disclosure outweighs personal privacy interests). In the absence of such information, the FBI can neither confirm nor deny the existence of any records responsive to your request, which, if they were to exist, would be exempt from disclosure pursuant to FOIA Exemptions (b)(6) and (b)(7)(C), 5 U.S.C. §§ 552 (b)(6) and (b)(7)(C).

Express authorization and consent. If you seek disclosure of any existing records on this basis, enclosed is a Certification of Identity form. You may make additional copies of this form if you are requesting information on more than one individual. The subject of your request should complete this form and then sign it. Alternatively, the subject may prepare a document containing the required descriptive data and have it notarized. The original certification of identity or notarized authorization with the descriptive information must contain a legible, original signature before FBI can conduct an accurate search of our records.

Proof of death. If you seek disclosure of any existing records on this basis, proof of death can be a copy of a death certificate, Social Security Death Index, obituary, or another recognized reference source. Death is presumed if the birth date of the subject is more than 100 years ago.

Public Interest Disclosure. If you seek disclosure of any existing records on this basis, you must demonstrate that the public interest in disclosure outweighs personal privacy interests. In this regard, you must show that the public interest sought is a significant one, and that the requested information is likely to advance that interest.

Fax your request to the Work Process Unit at (540) 868-4997, or mail to 170 Marcel Drive, Winchester, VA 22602. If we do not receive a response from you within 30 days from the date of this letter, your request will be closed. You must include the FOIPA request number with any communication regarding this matter.

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. See 5 U.S.C. § 552(c). As such, this response is limited to those records, if any exist, that are subject to the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.

You may file an appeal by writing to the Director, Office of Information Policy (OIP), U.S. Department of Justice, 1425 New York Ave., NW, Suite 11050, Washington, D.C. 20530-0001, or you may submit an appeal through OIP's eFOIA portal at <http://www.justice.gov/oip/efoia-portal.html>. Your appeal must be received by OIP within sixty (60) days from the date of this letter in order to be considered timely. The envelope and the letter should be clearly marked "Freedom of Information Appeal." Please cite the FOIPA Request Number in any correspondence to us for proper identification of your request.

For questions on how to reasonably describe your request, please email us at foipaquestions@ic.fbi.gov. You may also visit www.fbi.gov and select "Stats and Services," "FOIA/Records Requests," and "Requesting FBI Records" for additional guidance.

Enclosed for your information is a copy of the FBI Fact Sheet and a copy of the Explanation of Exemptions.

Sincerely,

A handwritten signature in black ink, appearing to read "D. Hardy", followed by a stylized flourish or number "3".

David M. Hardy
Section Chief,
Record/Information
Dissemination Section
Records Management Division

Enclosure(s)



Privacy Act Statement. In accordance with 28 CFR Section 16.41(d) personal data sufficient to identify the individuals submitting requests by mail under the Privacy Act of 1974, 5 U.S.C. Section 552a, is required. The purpose of this solicitation is to ensure that the records of individuals who are the subject of U.S. Department of Justice systems of records are not wrongfully disclosed by the Department. Requests will not be processed if this information is not furnished. False information on this form may subject the requester to criminal penalties under 18 U.S.C. Section 1001 and/or 5 U.S.C. Section 552a(i)(3).

Public reporting burden for this collection of information is estimated to average 0.50 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Suggestions for reducing this burden may be submitted to the Office of Information and Regulatory Affairs, Office of Management and Budget, Public Use Reports Project (1103-0016), Washington, DC 20503.

Full Name of Requester ¹ _____

Citizenship Status ² _____ Social Security Number ³ _____

Current Address _____

Date of Birth _____ Place of Birth _____

OPTIONAL: Authorization to Release Information to Another Person

This form is also to be completed by a requester who is authorizing information relating to himself or herself to be released to another person.

Further, pursuant to 5 U.S.C. Section 552a(b), I authorize the U.S. Department of Justice to release any and all information relating to me to:

Print or Type Name

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct, and that I am the person named above, and I understand that any falsification of this statement is punishable under the provisions of 18 U.S.C. Section 1001 by a fine of not more than \$10,000 or by imprisonment of not more than five years or both, and that requesting or obtaining any record(s) under false pretenses is punishable under the provisions of 5 U.S.C. 552a(i)(3) by a fine of not more than \$5,000.

Signature ⁴ _____ Date _____

¹ Name of individual who is the subject of the record(s) sought.

² Individual submitting a request under the Privacy Act of 1974 must be either "a citizen of the United States or an alien lawfully admitted for permanent residence," pursuant to 5 U.S.C. Section 552a(a)(2). Requests will be processed as Freedom of Information Act requests pursuant to 5 U.S.C. Section 552, rather than Privacy Act requests, for individuals who are not United States citizens or aliens lawfully admitted for permanent residence.

³ Providing your social security number is voluntary. You are asked to provide your social security number only to facilitate the identification of records relating to you. Without your social security number, the Department may be unable to locate any or all records pertaining to you.

⁴ Signature of individual who is the subject of the record sought.

April 19, 2010

Federal Bureau of Investigation
Record Information/Dissemination Section
170 Marcel Drive
Winchester, VA 22602-4843

Re: Freedom of Information Act Request

Dear FOIA/Privacy Act Officer:

This letter constitutes a request under the Freedom of Information Act ("FOIA"), 5 U.S.C. § 552.

I am seeking all documents (including but not limited to electronic records) concerning Google, Inc's ability to provide the FBI with search query data. For the purpose of this request, "search query data" means information about queries entered into the Google search engine, including information about users who've entered queries matching words or phrases selected by the FBI or another government agency.

My request specifically includes, but is not limited to:

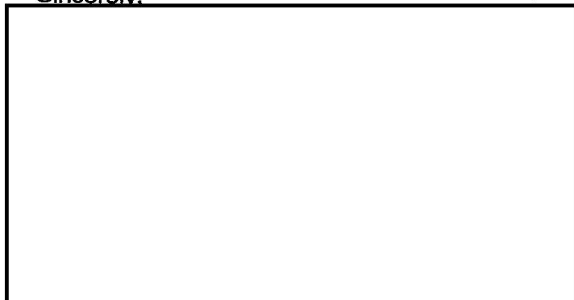
i) Contracts, price lists or technical specifications provided by Google related to Google's ability to provide the FBI with search query data.

ii) Written accounts or summaries of the FBI's actual or potential use of Google search query data.

For the purposes of clarification, my request does not extend to records concerning FBI.gov or any other website operated by the FBI, nor records related solely to Google products other than its search engine.

I request "News Media" fee status, and ask that I not be charged search or review fees for this request. I am a professional, full-time journalist with Wired.com, an advertising-supported technology news website published by Conde Nast, and affiliated with WIRED magazine. I also request waiver of duplication fees, because disclosure of the requested information is likely to contribute significantly to public understanding of the operations or activities of the government. Notwithstanding my requested fee waivers, I agree to pay reasonable duplication fees for the processing of this request in an amount not to exceed \$50. Please notify me prior to incurring any expenses in excess of that amount.

Sincerely,





Federal Bureau of Investigation

Washington, D.C. 20535

May 7, 2010

[Redacted]
WIRED.COM
SUITE 305
520 THIRD STREET
SAN FRANCISCO, CA 94107

b6
b7C

FOIPA Request No.: 1147553- 000
Subject: GOOGLE'S ABILITY TO
FBI WITH SEARCH.

PROVIDE
QUERY DATA

Dear [Redacted]

- ☒ This acknowledges receipt of your Freedom of Information-Privacy Acts (FOIPA) request to the FBI. The FOIPA number listed above has been assigned to your request.
- ☐ For an accurate search of our records, please provide the complete name, alias, date and place of birth for the subject of your request. Any other specific data you could provide such as prior addresses, or employment information would also be helpful. If your subject is deceased, please include date and proof of death.
- ☐ To make sure information about you is not released to someone else, we require your notarized signature or, in place of a notarized signature, a declaration pursuant 28 U.S.C. § 1746. For your convenience, the reverse side of this letter contains a form which may be used for this purpose.
- ☐ If you want the FBI's Criminal Justice Information System (CJIS) to perform a search for your arrest record, please follow the enclosed instructions in Attorney General Order 556-73. You must submit fingerprint impressions so a comparison can be made with the records kept by CJIS. This is to make sure your information is not released to an unauthorized person.
- ☒ We are searching the indices to our Central Records System for the information you requested, and will inform you of the results as soon as possible.
- ☐ Processing delays have been caused by the large number of requests received by the FBI. We will process your request(s) as soon as possible.

Your request for a fee waiver is under consideration.

Your request has been assigned the number indicated above. Please use this number in all correspondence with us. Your patience is appreciated.

A handwritten signature in black ink, appearing to read "D. A. H. 3", is located above the closing text.

Very truly yours,

Dissemination Section

David M. Hardy
Section Chief,
Record/Information

Records Management Division



Federal Bureau of Investigation

Washington, D.C. 20535

May 12, 2010

[Redacted]
WIRED.COM
SUITE 305
520 THIRD STREET
SAN FRANCISCO, CA 94107

b6
b7C

Request No.: 1147553- 000
Subject: CONTRACT/GOOGLE'S ABILITY

Dear [Redacted]

This is further response to your Freedom of Information Act (FOIA) request for information concerning Google's contract with the FBI and Google's ability to provide FBI with search query data.

The FOIPA provides for access to Government records where the records sought are "reasonably described" [Title 5, United States Code, Section 552a(a)(3)(A)]. Your letter does not contain enough descriptive information to permit a search of our records. In accordance with Title 28, Code of Federal Regulations, Part 16.3(b), please provide us more specific information. Any information that would help locate the records with a reasonable amount of effort would be appreciated, such as complete names of individuals, organizations or events, **contract numbers**, **award dates**, dates and places of birth and the approximate time frame of the information sought, etc.

This request is being closed administratively.

A handwritten signature in black ink, appearing to read "D. Hardy", is located above the typed name.

Sincerely yours,

David M. Hardy
Section Chief,
Record/Information
Dissemination Section
Records Management Division

Sobonya, David P.

From: [REDACTED]
Sent: Sunday, January 18, 2015 4:13 PM
To: Sobonya, David P.
Subject: FOIA request
Attachments: FBI GOOGLE FOIA.DOC

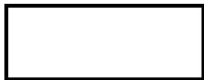
b6
b7C

Mr. Sobonya,

Hello.

To avoid my having to use FedEx, please acknowledge receipt of the attached FOIA request with a simple "received" email reply.

Thank you.



22 JAN 2015

TEX 2/2/15

Rec 1/22/15 VLH

THRU:

[Redacted]

[Redacted]

Phone:

[Redacted]

Fax: CALL FIRST

Email:

[Redacted]

b6
b7C

Jan 19, 2015

David P. Sobonya
FBI

Dear Mr. Sobonya,

Pursuant to the federal Freedom of Information Act, 5 U.S.C. 552, I request access to and copies of all records since Jan. 1, 2008, related in any way to Google, Inc., including, but not limited to, communications with Google employees and/or with any other individuals or entities acting on behalf of Google and all communications with federal entities regarding Google, Inc.

This request includes, but is not limited to, all communication with any representative of the White House and/or EOP.

I also request all other FOIA request letters seeking any of the information being sought in this request, all other communication related to the requests and all responsive materials provided to requesters.

Please justify each deletion separately by reference to specific exemptions of the Act, and release all reasonably segregable portions of otherwise exempt material.

Include information contained in the material that otherwise would be considered non-responsive to the specific request. Please exercise your discretion if the information could be considered technically exempt.

I will only modify this request in writing, not via telephone.

If any portion of the requested records is exempt from disclosure, considered too voluminous or denied for any other reason, please provide an index of those documents, as required under Vaughn v. Rosen, 484 F.2d 820 (D.C. Cir. 1973), cert. denied, 415 U.S. 977 (1972).

I agree to pay up to \$150 for costs associated with this request. Please notify me if the costs exceed that amount and provide a detailed invoice.

I look forward to your reply within 20 business days, as the statute requires.

Thanks for your assistance.

Yours very truly,

[Redacted]

b6
b7C



U.S. Department of Justice

Federal Bureau of Investigation
Washington, D.C. 20535

February 4, 2015



b6
b7C

Request No.: NFP-43396
Subject: ALL RECORDS SINCE JANUARY
1, 2008 RELATED IN ANY WAY TO
GOOGLE, INC.

Dear 

This is in response to your Freedom of Information/Privacy Act (FOIPA) request regarding, "all records since Jan. 1, 2008, related in any way to Google, Inc."

The FOIPA provides for access to Government records where the records sought are "reasonably described" [Title 5, United States Code, Section 552a(a)(3)(A)]. Your letter does not contain enough descriptive information to permit a search of our records. In accordance with Title 28, Code of Federal Regulations, Part 16.3(b), please provide us more specific information. Any information that would help locate the records with a reasonable amount of effort would be appreciated, such as complete names of individuals, organizations or events, dates and places of birth and the approximate time frame of the information sought, etc.

Enclosed for your information is a copy of the FBI Fact Sheet.

Sincerely,

David M. Hardy
Section Chief,
Record/Information
Dissemination Section
Records Management Division

Enclosure



U.S. Department of Justice

Federal Bureau of Investigation
Washington, D.C. 20535

March 2, 2015



b6
b7C

FOIPA Request No.: 1322826-000
Subject: CORRESPONDENCE
REGARDING GOOGLE, INC.

Dear 

This acknowledges receipt of your Freedom of Information/Privacy Acts (FOIPA) request to the FBI.

- ☒ Your request has been received at FBI Headquarters for processing.
- ☐ Your request has been received at the [_____] Resident Agency / [_____] Field Office] and forwarded to FBI Headquarters for processing.
- ☒ We are searching the indices to our Central Records System for the information responsive to this request. We will inform you of the results in future correspondence.
- ☐ Your request for a fee waiver is being considered and you will be advised of the decision at a later date.
- ☐ The subject of your request is currently being processed for public release. Documents will be released to you upon completion.
- ☒ Please check for the status of your FOIPA request at www.fbi.gov/foia by clicking on **Check the Status of Your FOIPA Request** under **Records Available Now** located on the right side of the page. Status updates are adjusted weekly. The status of newly assigned requests may not be available until the next weekly update. If the FOIPA has been closed the notice will indicate that appropriate correspondence has been mailed to the address on file.

The FOIPA Request number listed above has been assigned to your request. Please use this number in all correspondence concerning your request. Your patience is appreciated.

Sincerely,

David M. Hardy
Section Chief,
Record/Information
Dissemination Section
Records Management Division



U.S. Department of Justice

Federal Bureau of Investigation
Washington, D.C. 20535

July 6, 2015



b6
b7C

FOIPA Request No.: 1322826-000
Subject: CORRESPONDENCE REGARDING
GOOGLE, INC. AGREEMENTS AND CONTRACTS

Dear 

This is in response to your Freedom of Information Act (FOIA) request.

Records which may have been responsive to your request were destroyed. Since this material could not be reviewed, it is not known if it was responsive to your request. Record retention and disposal is carried out under supervision of the National Archives and Records Administration (NARA), Title 44, United States Code, Section 3301 and Title 36, Code of Federal Regulations, Chapter 12, Sub-chapter B, Part 1228. The FBI Records Retention Plan and Disposition Schedules have been approved by the United States District Court for the District of Columbia and are monitored by NARA.

By standard FBI practice and pursuant to FOIA exemption (b)(7)(E) [5 U.S.C. § 552] and Privacy Act exemption (j)(2) [5 U.S.C. § 552a], this response neither confirms nor denies the existence of your subject's name on any watch lists.

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. See 5 U.S.C. § 552(c) (2006 & Supp. IV (2010)). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.

For questions regarding our determinations, visit the www.fbi.gov/foia website under "Contact Us." The FOIPA Request number listed above has been assigned to your request. Please use this number in all correspondence concerning your request. Your patience is appreciated.

You may file an appeal by writing to the Director, Office of Information Policy (OIP), U.S. Department of Justice, 1425 New York Ave., NW, Suite 11050, Washington, D.C. 20530-0001, or you may submit an appeal through OIP's eFOIA portal at <http://www.justice.gov/oip/efoia-portal.html>. Your appeal must be received by OIP within sixty (60) days from the date of this letter in order to be considered timely. The envelope and the letter should be clearly marked "Freedom of Information Appeal." Please cite the FOIPA Request Number in any correspondence to us for proper identification of your request.

Enclosed for your information is a copy of the FBI Fact Sheet and Explanation of Exemptions.

Sincerely,

David M. Hardy
Section Chief,
Record/Information
Dissemination Section
Records Management Division

Enclosure(s)

U.S. Department of Justice



Federal Bureau of Investigation
Washington, D.C. 20535

March 11, 2015



Dear [Redacted]

This is in response to your Freedom of Information Act (FOIA) request regarding how much information in aggregate Google has turned over about its employees to the FBI, how much of this information is personal, what the composition of this information is, and how much of this information has been utilized in criminal investigations.

The FOIA does not require federal agencies to answer inquiries, create records, conduct research, or draw conclusions concerning queried data. Rather the FOIA requires agencies to provide access to reasonably described, nonexempt records. The questions posed in the referenced letter are not FOIA requests because they do not comply with the FOIA and its regulations.

Enclosed for your information is a copy of the FBI Fact Sheet.

Sincerely,

A handwritten signature in black ink, appearing to read "D. Hardy".

David M. Hardy
Section Chief,
Record/Information
Dissemination Section
Records Management Division

Enclosure

b6
b7c



Freedom of Information Request
David M. Hardy, Chief
Record/Information Dissemination Section
Records Management Division
Federal Bureau of Investigation
Department of Justice
170 Marcel Drive
Winchester, VA 22602-4843
(540) 868-4500

via e-mail on 8/9/2010
david.hardy@ic.fbi.gov
sending copy via Fedex

Dear Mr. Hardy:

Pursuant to the federal Freedom of Information Act, 5 U.S.C. 552, I request access to and copies of:

1. Documents and records relating to the Federal Bureau of Investigation's purchase and use of Google Inc. products and services, including but not limited to Google Earth software and hardware, including contracts, contract amendments, purchase orders, vendor agreements, manuals, correspondence and e-mails, and related records.
2. Documents and records related to the Federal Bureau of Investigation's collection and use of demographic and personal data in geo-mapping applications including operations guides, manuals, data dictionaries and record layouts, data provider and vendor agreements and contracts, and related records.

Please justify each deletion separately by reference to specific exemptions of the Act, and release all reasonably segregable portions of otherwise exempt material. I, of course, reserve the right to appeal any decisions.

Include all materials generated up to the date of the final response, and do not limit the request to only material generated prior to the date of the request.

Include information contained in the material that otherwise would be considered non-responsive to the specific request. Please exercise your discretion if the information can be considered technically exempt. Please send me documentation of any similar requests.

I will only modify this request in writing, not via telephone.

Notify me prior to incurring more than \$150 of expenses. The information I seek is intended for publication that, as the fee waiver requires, is "likely to contribute significantly to public understanding of the operations or activities of the government."

Consumer Watchdog is a 501(C) (3) non-profit consumer advocacy organization that does not engage in, and does not have any, commercial activities or interests. I ask that you waive all fees.

I look forward to your reply within 20 business days, as the statute requires. Please confirm receipt of this request.

Thanks for your assistance.

Sincerely,



Consumer advocate

b6
b7C



Federal Bureau of Investigation

Washington, D.C. 20535

August 20, 2010

[Redacted]
413 East Capitol Street
SE First Floor
Washington, DC 20003

b6
b7C

FOIPA Request No.: 1152161- 000
Subject: CONTRACTS/GOOGLE INC/GOOGLE EARTH

Dear [Redacted]

- ☒ This acknowledges receipt of your Freedom of Information-Privacy Acts (FOIPA) request to the FBI. The FOIPA number listed above has been assigned to your request.
- ☐ For an accurate search of our records, please provide the complete name, alias, date and place of birth for the subject of your request. Any other specific data you could provide such as prior addresses, or employment information would also be helpful. If your subject is deceased, please include date and proof of death.
- ☐ To make sure information about you is not released to someone else, we require your notarized signature or, in place of a notarized signature, a declaration pursuant 28 U.S.C. § 1746. For your convenience, the reverse side of this letter contains a form which may be used for this purpose.
- ☐ If you want the FBI's Criminal Justice Information System (CJIS) to perform a search for your arrest record, please follow the enclosed instructions in Attorney General Order 556-73. You must submit fingerprint impressions so a comparison can be made with the records kept by CJIS. This is to make sure your information is not released to an unauthorized person.
- ☒ We are searching the indices to our Central Records System for the information you requested, and will inform you of the results as soon as possible.
- ☐ Processing delays have been caused by the large number of requests received by the FBI. We will process your request(s) as soon as possible.

Your request has been assigned the number indicated above. Please use this number in all correspondence with us. Your patience is appreciated.

A handwritten signature in black ink, appearing to read "D. R. H. 3", is located above the closing text.

Very truly yours,

Dissemination Section

David M. Hardy
Section Chief,
Record/Information

Records Management Division



Federal Bureau of Investigation

Washington, D.C. 20535

August 24, 2010

[Redacted]
413 EAST CAPITOL STREET
SE FIRST FLOOR
WASHINGTON, DC 20003

b6
b7C

Request No.: 1152161- 000
Subject: CONTRACTS/GOOGLE
INC/GOOGLE EARTH

Dear [Redacted]

This is further response to your Freedom of Information Act (FOIA) request for information concerning Google Inc/Google Earth Contracts.

The FOIPA provides for access to Government records where the records sought are "reasonably described" [Title 5, United States Code, Section 552a(a)(3)(A)]. Your letter does not contain enough descriptive information to permit a search of our records. In accordance with Title 28, Code of Federal Regulations, Part 16.3(b), please provide us more specific information. Any information that would help locate the records with a reasonable amount of effort would be appreciated, such as complete names of individuals, organizations or events, **award dates**, **contract numbers**, dates and places of birth and the approximate time frame of the information sought, etc.

This request is being closed administratively.

A handwritten signature in black ink, appearing to read "D. Hardy", is located above the typed name.

Sincerely yours,

David M. Hardy
Section Chief,
Record/Information
Dissemination Section
Records Management Division



U.S. Department of Justice

Federal Bureau of Investigation

Washington, D.C. 20535

September 8, 2010

[REDACTED]
413 EAST CAPITOL STREET SE
FIRST FLOOR
WASHINGTON, DC 20003

b6
b7C

Request No.: 1152161- 000
Subject: CONTRACTS/GOOGLE
INC/GOOGLE EARTH

Dear [REDACTED]

This is further response to your Freedom of Information Act (FOIA) request for information concerning Google Inc/Google Earth Contracts.

The FOIPA provides for access to Government records where the records sought are "reasonably described" [Title 5, United States Code, Section 552a(a)(3)(A)]. Your letter does not contain enough descriptive information to permit a search of our records. In accordance with Title 28, Code of Federal Regulations, Part 16.3(b), please provide us more specific information. Any information that would help locate the records with a reasonable amount of effort would be appreciated, such as complete names of individuals, organizations or events, **award dates**, **contract numbers**, dates and places of birth and the approximate time frame of the information sought, etc.

This request is being closed administratively.

Sincerely yours,

David M. Hardy
Section Chief,
Record/Information
Dissemination Section
Records Management Division

Denver Anarchist Black Cross
2298 Clay Street
Denver, CO 80211
denverabc@rocketmail.com
contact phone: 785-840-5080

December 11, 2009

Please consider this letter as a written request under the Freedom of Information Act, 5 U.S.C. § 552 ("FOIA") and the Privacy Act, 5 U.S.C. § 552a. This request is made by the Denver Anarchist Black Cross, an organization based in Denver, CO. It is also made on behalf of additional organizations and individuals defined and described in Section II, below, as the "Requesting Organizations" and "Requesting Individuals."

I. Background

- A. In March 2002, the Colorado chapter of the American Civil Liberties Union held a press conference in which the ACLU disclosed documents that showed that the Denver Police Department had been monitoring and recording the peaceful protest activities of Denver-area residents and keeping files on the expressive activities of law-abiding advocacy organizations, many of which were labeled in the files as "criminal extremist." The files dated back to at least 1983.
- B. Documents released from the Denver Police Department from the Denver Spy Files show that an email detailing information about activities planned by the Transform Columbus Day Alliance in 2002 was received by law enforcement officers and forwarded on to the FBI.
- C. Similar documents reveal that Denver police shared information about the Denver based American Indian Movement of Colorado's political activities not only with the FBI, but also with intelligence officers from a wide variety of federal, state, and local law enforcement agencies in Colorado, including participants at the intelligence-trading meetings of the Multi-Agency Group Intelligence Conference (MAGIC), where AIM appears on a list of items for discussion. Several pages of documents discussing an AIM co-sponsored program titled "Denver Activist Legal Trainings" appear in a DPD Intelligence Bureau file compiled in 2002 titled "JTTF Active Case List."
- D. In July 2004, agents of the Denver office of the Federal Bureau of Investigation conducted questioning and interrogations of members of various anarchist groups in the Denver area surrounding planned protest activity at the Democratic and Republican National Convention to take place that summer.

E. In February 2006, the Colorado chapter of the American Civil Liberties Union received hundreds of pages of documents from the Federal Bureau of Investigation detailing an ongoing investigation into the Denver chapter of the Anarchist Black Cross that included Physical Surveillance of residences and Breakdown Books and Community Space. The Denver FBI maintained case files on the Denver ABC [redacted] and [redacted]. Records indicate that the investigation continued until December 2004 and implicated several residents of Denver as suspects of criminal activities, including participating in organizations listed in the FBI's Violent Gang and Terrorist Organization File (VGTOF).

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F. In March 2008, members of an organization based in Lawrence, Kansas, received copies of records from the Federal Bureau of Investigation indicating that an exhaustive investigation of anarchists in Kansas and Colorado was conducted throughout 2004 and 2005. At the height of the investigation, FBI agents from Denver requisitioned an FBI airplane to fly to Topeka, Kansas to meet with a Confidential Source (CS) believed to be [redacted] that had joined Lawrence based anarchist groups.

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G. These same files reference over a dozen FBI files in relation to activists in Colorado and Kansas. These file numbers are listed in Part III, Section B, Paragraph 19 of this FOIA request.

H. In August 2008, Denver hosted the Democratic National Convention. This convention was listed as a Federal Security Priority, and included security operations spearheaded by Federal authorities, including the FBI.

I. On August 25, 2008, 7 activists from Missouri, Kansas, and Colorado were stopped by officers of the Denver Police Department on Clarkson Street between 11th and 12th Avenues in Denver as they were walking to join a protest during the Democratic National Convention. The activists were detained for hours by DPD officers who claimed they were enforcing an order from the Denver FBI to detain the individuals. After two hours, individuals identifying themselves as FBI agents arrived and questioned the detained individuals. During the detainment, three of those individuals were targeted for arrest, while the remaining 4 were released after questioning. Among these individuals was [redacted] a requesting individual named in this request in Part II, Section B.

In light of all of these reasons, we have considerable opinion to believe that there are many more pages and even more cases that target activists in Denver, Colorado and the surrounding areas.

II. Requesting Organizations and Requesting Individuals

A. Requesting Organizations

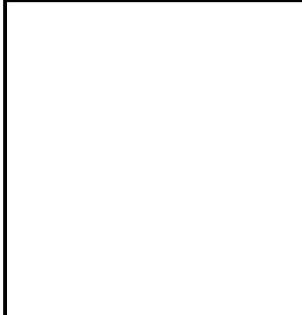
This request for documents and information covers documents referring to or relating to a number of specific organizations, referred to by name or other identifying information, which are referenced collectively as the "Requesting Organizations." The Requesting Organizations are the following:

1. Denver Anarchist Black Cross Federation
2298 Clay Street
Denver, CO 80211
Also known as Denver ABC, Denver ABCF, DABC, DABCF
2. P&L Printing
2298 Clay Street
Denver, CO 80211
3. Dirty Hands Collective
100 Rim Dr.
Durango, CO
4. Durango Food Not Bombs
Also known as Durango FNB
5. Duck and Cover
100 Rim Dr.
Durango, CO
6. FLC Punx
100 Rim Dr.
Durango, CO
7. Denver Direct Action Network
Also known as Denver DAN
8. Unity Infoshop
Formerly located at
1145 Santa Fe Drive
Denver, CO 80204
9. Breakdown Books
Formerly located at
1409 Ogden St.
Denver, CO 80218
Also known as Breakdown Books and Community Space
10. All Nations Alliance
Also known as ANA
11. End the Politics of Cruelty
Also known as EPOC
12. American Indian Movement of Colorado
Also known as Colorado AIM, Denver AIM, or CO-AIM
13. Transform Columbus Day Alliance
Also known as TCD Alliance or TCDA

14. Dandelion Center
15. Unconventional Denver
Also known as UA Denver and Unconventional Action Denver
16. Denver Copwatch
17. Aurora Copwatch
18. Denver Industrial Workers of the World
2298 Clay Street
Denver, CO 80211
Also known as Denver IWW, and Denver GMB-IWW
19. Recreate 68
Also known as R68
20. Denver Revolutionary Anti-Imperialist Movement
Also known as Denver RAIM and RAIM-D
21. Woodbine Ecology Center
2584 North State Highway 67
Sedalia, CO 80135
22. Denver Food Not Bombs
Also known as Denver FNB
23. Denver Bash Back!
Also known as Bash Back-Denver and Denver BB!
24. Derailer Bicycle Collective
411 Lipan Street
Denver, CO 80204
25. Colorado Indymedia
Also known as CO-IMC and Colorado.indymedia.org
26. Colorado Iraq Veterans Against the War
Also known as Colorado IVAW or CO-IVAW
27. Boulder 180 Degree Shift at the 11th Hour
Also known as 180*11

B. Requesting Individuals

This request for documents and information also covers documents referring to or relating to a number of specific individuals, who are referenced collectively as the "Requesting Individuals." Each of the Requesting Individuals has signed a notarized authorization that is provided in the Appendix. The Requesting Individuals are the following persons:

1. 
- 2.
- 3.
- 4.
- 5.
- 6.
- 7.
- 8.

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- 9.
 - 10.
 - 11.
 - 12.
 - 13.
- 

III. Requests of information

A. Definitions

1. Requesting Organizations: The term "Requesting Organizations" as used in the request for information is described as all of the organizations identified in Section II (A) of this letter, as well as their members.
2. Requesting Individuals: The term "Requesting Individuals" as used in the request for information refers to all of the individuals identified in Section II (B), herein.
3. Records: the term "records" as used herein includes all records or communications preserved in electronic or written form, including but not limited to correspondence, documents, data, videotapes, audio tapes, photographs, faxes, files, guidance, evaluations, instructions, analyses, memoranda, agreements, notes, policies, procedures, protocols, reports, rules, technical manuals, technical specifications, training manuals, and studies.
3. Activities: the term "activities" as used herein includes, but is not limited to, any activities of the Requesting Organizations or Requesting Individuals as described in Section II above, and any advocacy, provision or services, litigation, lobbying, organizing, fundraising, meetings, marches, rallies, protests, conventions, conferences, and campaigns, and any media or communications to, from or about the Requesting Organizations or Requesting Individuals in any form (including oral, written, electronic, telephone, or online communications, including but not limited to any books, pamphlets, brochures, newsletters, fundraising letters, correspondence, action alerts, e-mails, web communication or websites, discussion groups, or list serves.)

B. Records Requested

The Requesting Individuals and Requesting Organizations described in Section II seek disclosure of any records created from January 1, 2000 to the present, that were prepared, received, transmitted, collected and/or maintained by the Denver, Boulder, Colorado Springs, Durango, Fort Collins, Grand Junction, and Central offices of the FBI, including records that originated from private or third-party intelligence or investigation organizations, that relate to or refer to the following:

1. Any records that refer to or relate to any of the Requesting Organizations or to any of the Requesting Individuals, including, but not limited to records that document any monitoring, surveillance, observation, questioning, interrogation, investigation, infiltration, and/or collection of information regarding any of the Requesting Organizations or Requesting Individuals or their activities, as defined above.
2. E-mails sent to, forwarded to, or otherwise received by any division of the FBI or any individual officers or agents within the FBI or affiliated bodies that contain addresses indicating that the e-mails were originally sent to persons receiving messages from an organized e-mail group or e-mail list that discusses or concerns social or political issues or the political or social activities of organizations engaged in such activity.

This request includes, but is not limited to, emails that contain text indicating that they were originally sent to participants in, or recipients of, any of the following e-mail lists or e-mail groups:

- a. englishassistancecenter@lists.riseup.net
 - b. cucore@lists.riseup.net
 - c. ciw-cu@lists.riseup.net
 - d. studentworker@riseup.net
 - e. studentworker1@lists.riseup.net
 - f. eac_planninggroup@lists.colorado.edu
 - g. swap@lists.colorado.edu
 - h. unconventionaldenverdiscussion@lists.riseup.net
 - i. wardchurchillclass@lists.riseup.net
 - j. abc-denver@googlegroups.com
 - k. denver-abc-announce@googlegroups.com
 - l. denverfairfoodcampaign@lists.people-link.net
 - m. casa-cu@lists.riseup.net
3. Any orders, agreements, or instructions to collect information about, monitor, conduct surveillance of, observe, question, interrogate, investigate, and/or infiltrate any of the Requesting Organizations or Requesting Individuals.
 4. Any records relating or referring to how, why or when any of the Requesting Organizations or Requesting Individuals was selected for collection of information, monitoring, surveillance, observation, questioning, interrogation, investigation, and/or infiltration.
 5. Any records relating to or referring to how collection of information about, monitoring, surveillance, observation, questioning, interrogation, investigation, and/or infiltration of any of the Requesting Organizations or Requesting Individuals was or will be conducted.

6. Any records relating to or referring to the names of any federal, state, or local government agencies that participate or have participated in any monitoring, surveillance, observation, questioning, interrogation, investigation, infiltration, and /or collection of information regarding any of the Requesting Organizations or Requesting Individuals.
7. Any records relating to or referring to the specific role of the National Joint Terrorism Task Force and/or local Joint Terrorism Task Force in any collection of information about, monitoring, surveillance, observation, questioning, interrogation, investigation, and/or infiltration of any of the Requesting Organizations or Requesting Individuals.
8. Any records relating to or referring to the specific role of any federal, state, or local government agency participating in any collection of information about, monitoring, surveillance, observation, questioning, interrogation, investigation, and/or infiltration of any of the Requesting Organizations or Requesting Individuals.
9. Any records relating to or referring to how records about any of the Requesting Organizations or Requesting Individuals have, will be, or might be used.
10. Any policies or procedures for analyzing records about any of the Requesting Organizations or Requesting Individuals.
11. Any policies or procedures for cross-referencing records about any of the Requesting Organizations or Requesting Individuals with information contained in any database.
12. Any policies or procedures for cross-referencing records about any of the Requesting Organizations or Requesting Individuals with information about any other organization or individual.
13. Any policies or procedures for cross-referencing records about any of the Requesting Organizations or Requesting Individuals with any other information not covered in numbers 11 and 12 above.
14. Any policies or procedures regarding retention of records about any of the Requesting Organizations or Requesting Individuals.
15. Any records referring to or relating to the destruction of records about any of the Requesting Organizations or Requesting Individuals, including any policies permitting or prohibiting the destruction of records.
16. Any records referring to or relating to how records about any of the Requesting Organizations or Requesting Individuals were destroyed or might be destroyed in the future.

17. Any records referring to or relating to the recipient(s) of records about any of the Requesting Organizations or Requesting Individuals.
18. Any records referring to or relating to how, why, or when collection of information about, monitoring, surveillance, observation, questioning, interrogation, investigation, and/or infiltration of any of the Requesting Organizations or Requesting Individuals was or will be terminated.
19. Any and all records referring to, relating to, or containing the following case numbers, Grand Jury Subpoena numbers, or FBI numbers:

a. FBI #

b. Grand Jury Subpoena # 2004R00718

c.

d.

e.

f.

g.

h.

i. 300A-NY-284132

j.

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This is a direct request for all information contained within these cases: cases that have already been proven to make reference to the Requesting Organizations or Requesting Individuals.

20. Any and all records referring to or relating to any protests and events surrounding the Democratic National Convention held in Denver in August of 2008.

This request includes but is not limited to records that document any monitoring, surveillance, observation, questioning, interrogation, investigation, infiltration, and/or collection of information regarding any of the organizations or individuals involved in any activities related to the above mentioned protest actions.

IV. Limitations of Processing Fees

Denver Anarchist Black Cross requests a limitation of processing fees because it does not seek the requested records for commercial use and because it qualifies as a representative of the news media. See 5 U.S.C. § 552(a)(4)(A)(ii)(II) ("fees shall be limited to reasonable standard charges for document duplication when records are not sought for commercial use and the request is made by...a representative of the news media . . ."); see also 28 C.F.R. § 16.11(c)(1)(i), 16.11(d)(1) (search and review fees shall not be charged to "representatives of the news media.") As a "representative of the news media," Denver Anarchist Black Cross fits within this statutory and regulatory mandate. Fees associated with the processing of this request should, therefore, be limited accordingly.

First, Denver Anarchist Black Cross does not seek disclosure of the records for commercial use. Denver Anarchist Black Cross is a not-for-profit, non-partisan, public-interest organization. In addition, Denver Anarchist Black Cross intends to make any information disclosed as a result of this FOIA available to the public at no cost.

Second, Denver Anarchist Black Cross meets the applicable definition of a representative of the news media. Denver Anarchist Black Cross publishes a quarterly newsletter free of charge that reaches hundreds of people across the United States. Denver Anarchist Black Cross also maintains several online web-based publications and e-mail lists that exist for keeping the public informed of events occurring within the legal realm of public dissent in the United States.

Denver Anarchist Black Cross intends to share the information obtained in response to this request for records with other organizations with which Denver Anarchist Black Cross works, including the American Civil Liberties Union for use in any and all of the publications and communications that these groups provide to the public.

Denver Anarchist Black Cross meets and fulfills the test articulated in *Electronic Privacy Information Center v. Department of Defense*, 241 F.Supp.2d 5, 10-15 (DDC, 2003). This case found that not-for-profit public interest groups that disseminated an

electronic and printed newsletter were "representatives of the media" for the purposes of FOIA.

V. **Waiver of All Costs**

Denver Anarchist Black Cross requests a waiver of all costs, pursuant to the provision of the Freedom of Information Act that provides as follows:

Documents shall be furnished without any charge...if disclosure of the information is in the public interest because it is likely to contribute significantly to public understanding of the operations or activities of the government and is not primarily in the commercial interest of the requester.

5 U.S.C. § 552(a)(4)(A)(iii). Disclosure in this case meets the statutory criteria, and a fee waiver would fulfill Congress's legislative intent in amending the FOIA. See *Judicial Watch Inc. v. Rosotti*, 326 F. 3d 1309, 1312 (D.C. Cir 2003) ("Congress amended FOIA to ensure that it be 'liberally construed in favor of waivers for noncommercial requesters'").

Disclosure of the requested information is in the public interest. This request will further public understanding of government conduct: specifically, the FBI's political surveillance of political views, activities, and associations of groups and individuals who do not constitute any threat and have no connection to terrorism. This type of government activity concretely affects many individuals and groups and implicates basic privacy, free speech, and associational rights protected by the Constitution.

Moreover, in the wake of current public debate about NSA spying on US citizens, disclosure of the requested information will aid public understanding of the implications of the Department of Justice's recent decisions to relax guidelines that previously restricted the FBI's ability to spy on organizations without a threshold showing of suspected criminal activity (see Eric Lichtblau, "New Guidelines Would Give FBI Broader Powers," *New York Times*, August 20, 2008.). The restrictions being lifted were created in response to the Hoover-era FBI's scandalous spying on politically active individuals and organizations, despite the complete lack of evidence that such individuals and organizations had been involved in any unlawful behavior. Understanding the current scope of the FBI's monitoring of the expressive activities and associations of groups and organizations that are not involved in serious criminal activity or "terrorism" is, therefore, crucial to the public's interest in understanding the consequences of the Department of Justice's important change in policy.

As an organization that makes public information as outlined in the previous section, Denver Anarchist Black Cross will disseminate information it gains from this request to the general public, to the individuals and organizations whose political views and activities subject them to monitoring under the FBI's current practices, and to other groups interested in civil liberty preservation and Constitutional rights law.

The records requested are not sought for commercial use and Denver Anarchist Black Cross plans to disseminate the information disclosed as a result of this FOIA request through the channels described in the previous section. As also stated, Denver Anarchist Black Cross will make any information disclosed as a result of this FOIA available to the public at no cost.

VI. Request for Expedited Processing

Denver Anarchist Black Cross requests expedited processing of this request. The Freedom of Information Act and Department of Justice regulations provide for expedited processing in the circumstances presented here. The applicable regulation of the Department of Justice provides in relevant part:

Expedited Processing. (1) Requests and appeals will be taken out of order and given expedited treatment whenever it is determined that they involve:

....

(ii) An urgency to inform the public about an actual or alleged government activity, if made by a person primarily engaged in disseminating information; or

....

(iv) A matter of widespread and exceptional media interest in which there exist possible questions about the government's integrity which affect public confidence.

28 C.F.R. § 16.5(d)(1)(ii), (iv). Denver Anarchist Black Cross is entitled to expedited processing on the basis of Subsection (ii) as well as Subsection (iv).

A. 28 C.F.R. § 16.5(d)(1)(ii)

Subsection (ii) applies here because Denver Anarchist Black Cross is "primarily engaged in disseminating information," and there is an urgency, in the wake of the NSA spying allegations and the release of FBI-related documents through other FOIA requests detailing FBI spying on antiwar and other social justice organizations, to inform the public about the actual and alleged activities of the FBI and the JTTF in the Colorado area. As explained earlier in Section IV, Denver Anarchist Black Cross must be considered a representative of the news media for FOIA purposes and will disseminate widely this information to the public.

This request implicates a matter of urgent public concern: the consequences of changes in government policy that has likely resulted in increased political surveillance of organizations and individuals who do not constitute a threat to the public, as mentioned in Section V, herein. Such a government activity poses a risk of chilling the exercise of the human right to peaceful dissent and free speech, as well as implicating the right of privacy as outlined in the U.S. Constitution. This is especially

true if the requested records reveal that individuals and organizations are being targeted because they express particular viewpoints, or because of their religion or nationality, which may well violate rights protected by the Due Process and Equal Protection Clauses of the Fourteenth Amendment as well as the First Amendment. Requests for information bearing upon potential violations of the Constitution require an immediate response so that any violations are stopped, future violations are prevented, and so that the deterrent effect on targeted groups, which chills their willingness to participate in public affairs and political activity, can be halted.

As explained below, the subject of government agencies collecting dossiers on political beliefs, associations and activities that have no connection to criminal activity is a subject of widespread media interest. That in itself provides the grounds for urgency. In addition, the FBI has denied that it collects information about the political activities of persons who do not constitute a threat to the public. To the extent that the requested records demonstrate otherwise, there is additional urgency to inform the public about a matter in which public officials have not been candid.

B. 28 C.F.R. § 16.5(d)(1)(iv)

Denver Anarchist Black Cross is also entitled to expedited processing because the information sought in this request relates to a "matter of widespread and exceptional media interest in which there exist possible questions about the government's integrity which affect public confidence." 28 C.F.R. § 16.5(d)(1)(iv). This request clearly meets these standards.

There is a widespread and exceptional media interest in the issue of law enforcement agencies collecting information on how persons exercise their First Amendment rights. The controversy over the alleged NSA spying generated intense media interest all over the world and has been a point of much scrutiny in evaluating President Obama's cabinet nominations (see Eric Lichtblau, "Obama Picks Critic of Warrantless Wiretapping for Slot at Justice Dept.," *New York Times*, January 22, 2009.). There has also been widespread and continuing media interest in the question of whether other law enforcement agencies around the country, including the FBI and Joint Terrorism Task Forces, have been engaging in similar information collection. There has been intense media interest in the question of whether the Joint Terrorism Task Force is targeting individuals and groups for monitoring and surveillance on the basis of religion, political viewpoint, and nationality.

In addition, the subject of this request clearly raises possible questions about the government's integrity which affect public confidence. The potential targeting of individuals and groups on the basis of the group's membership, religion, political view points or nationality raises many questions about the government's integrity and affects public confidence in a profound way. The government's—and particularly the FBI's—treatment of persons on the basis of their political viewpoints is a critical issue with a long history dating back at least several generations. Questions about the government's integrity in these areas substantially affect the public's confidence in the

government's ability to protect all of its citizens. It also affects the public's confidence in law enforcement and the legal system. The issue has been of concern to lawmakers, including three members of the House of Representatives who asked the Justice Department to investigate whether the JTTF was engaging in "systematic political harassment and intimidation of legitimate antiwar protesters." See: e.g. Eric Lichtblau, "Inquiry into F.B.I. Questioning Is Sought," *New York Times*. August 18, 2004, page A16.

Finally, pursuant to applicable regulations and statute, Denver Anarchist Black Cross expects the determination of this request for expedited processing within 10 calendar days and the determination of this request for documents within 20 days. See 28 C.F.R. § 16.5(d)(4); 5 U.S.C. § 552(a)(6)(A)(i).

If this request is denied in whole or in part, I ask that you justify all deletions by reference to specific exemptions to the governing statute. Denver Anarchist Black Cross reserves the right to appeal a decision to withhold any information or to deny a waiver of fees.

Thank you for your prompt attention to this matter.

Please furnish all responsive records to: Denver Anarchist Black Cross, 2298 Clay Street, Denver, CO 80211

I affirm that the information provided while supporting the request for expedited processing is true and correct to the best of my knowledge.

Sincerely,

Denver Anarchist Black Cross
2298 Clay Street
Denver, CO 80211
785-840-5080
denverabc@rocketmail.com

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Appendix

Following are copies of the notarized forms authorizing release of information for each of the Requesting Individuals, described in Section II herein.

The original releases were sent, along with a copy of this request, to:
Federal Bureau of Investigation Central Division
Record Information/Dissemination Section
170 Marcel Drive
Winchester, VA 22602-4843.

Freedom of Information Act Request
Individual Release Form

I, [redacted], am a requesting individual as named in the Freedom of Information Act Request being submitted by the Denver Anarchist Black Cross. I hereby authorize the Federal Bureau of Investigation to furnish the Denver Anarchist Black Cross all documents related to myself, pursuant to the Freedom of Information Act, 5 U.S.C. § 552 ("FOIA") and the Privacy Act, 5 U.S.C. § 552a. I am requesting documents that contain my name, any aliases I have gone by, references to residences I have occupied, phone numbers I have been assigned, or any references to other identifying information such as my Social Security Number or Date of Birth.

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Full Legal Name: [redacted]

Aliases: [redacted]

Date of Birth: [redacted]

Social Security # [redacted]

Current Address: [redacted]
[redacted]
[redacted]

Previous Address(es): [redacted]
[redacted]
[redacted]
[redacted]
[redacted]
[redacted]
[redacted]
[redacted]

Phone number: [redacted]

Previous phone numbers: _____

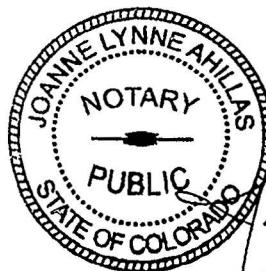
Respectfully,

[redacted]
(printed name of requesting individual)

[redacted]
(signature of requesting individual)

11/22/09

(date)



(notary)

[Handwritten Signature]
Commission Expires 7/14/15

Freedom of Information Act Request
Individual Release Form

I, [redacted], am a requesting individual as named in the Freedom of Information Act Request being submitted by the Denver Anarchist Black Cross. I hereby authorize the Federal Bureau of Investigation to furnish the Denver Anarchist Black Cross all documents related to myself, pursuant to the Freedom of Information Act, 5 U.S.C. § 552 ("FOIA") and the Privacy Act, 5 U.S.C. § 552a. I am requesting documents that contain my name, any aliases I have gone by, references to residences I have occupied, phone numbers I have been assigned, or any references to other identifying information such as my Social Security Number or Date of Birth.

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b7C

Full Legal Name: [redacted]

Aliases: _____

Date of Birth: [redacted] Social Security #: [redacted]

Current Address: [redacted]

Previous Address(es): [redacted]

Phone number: [redacted]

Previous phone numbers: _____

Respectfully,

[redacted]
(printed name of requesting individual)

[redacted]
(signature of requesting individual)

11/18/09
(date)



[Signature]
(notary)

Commission Expires 7/14/2003

Freedom of Information Act Request
Individual Release Form

b6
b7C

I, [redacted], am a requesting individual as named in the Freedom of Information Act submitted by the Denver Anarchist Black Cross. I hereby authorize the Federal Bureau of Investigation to furnish the Denver Anarchist Black Cross all documents related to myself, pursuant to the Freedom of Information Act, 5 U.S.C. § 552 ("FOIA") and the Privacy Act, 5 U.S.C. § 552a. I am requesting documents that contain my name, any aliases I have gone by, references to residences I have occupied, phone numbers I have been assigned, or any references to other identifying information such as my Social Security Number or Date of Birth.

Full Legal Name: [redacted]

Aliases: _____

Date of Birth: [redacted] Social Security #: [redacted]

Current Address: [redacted]

Previous Address(es): [redacted]

Phone number: [redacted]

Previous phone numbers: [redacted]

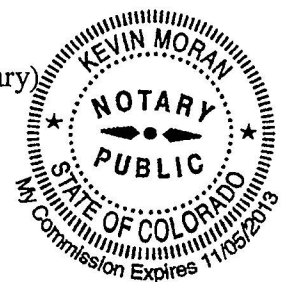
Respectfully,

[redacted]
(printed name of requesting individual)

[redacted]
(signature of individual)

11/24/09
(date)

(notary)



State of Colorado
County of Boulder

[Handwritten signature]

Freedom of Information Act Request
Individual Release Form

b6
b7C

I, [redacted], am a requesting individual as named in the Freedom of Information Act Request being submitted by the Denver Anarchist Black Cross. I hereby authorize the Federal Bureau of Investigation to furnish the Denver Anarchist Black Cross all documents related to myself, pursuant to the Freedom of Information Act, 5 U.S.C. § 552 ("FOIA") and the Privacy Act, 5 U.S.C. § 552a. I am requesting documents that contain my name, any aliases I have gone by, references to residences I have occupied, phone numbers I have been assigned, or any references to other identifying information such as my Social Security Number or Date of Birth.

Full Legal Name: [redacted]

Aliases: [redacted]

Date of Birth: [redacted] Social Security #: [redacted]

Current Address: [redacted]

Previous Address(es): [redacted]

Phone number: [redacted]

Previous phone numbers: [redacted]

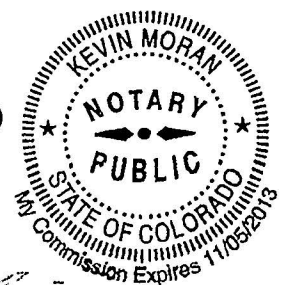
Respectfully,

[redacted]
(printed name of requesting individual)

[redacted]
(signature of requesting individual)

11/21/09
(date)

(notary)



State of Colorado
County of Denver

Freedom of Information Act Request
Individual Release Form

b6
b7C

I, [redacted], am a requesting individual as named in the Freedom of Information Act Request being submitted by the Denver Anarchist Black Cross. I hereby authorize the Federal Bureau of Investigation to furnish the Denver Anarchist Black Cross all documents related to myself, pursuant to the Freedom of Information Act, 5 U.S.C. § 552 ("FOIA") and the Privacy Act, 5 U.S.C. § 552a. I am requesting documents that contain my name, any aliases I have gone by, references to residences I have occupied, phone numbers I have been assigned, or any references to other identifying information such as my Social Security Number or Date of Birth.

Full Legal Name: [redacted]

Aliases: _____

Date of Birth: [redacted]

Social Security #: [redacted]

Current Address: [redacted]
[redacted]

Previous Address(es): [redacted]

Phone number: [redacted]

Previous phone numbers: _____

Respectfully,

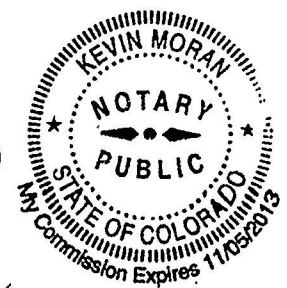
[redacted]

(signature of requesting individual)

11/17/09

(date)

(notary)



State of Colorado
County of Boulder

[Handwritten signature]

Freedom of Information Act Request
Individual Release Form

b6
b7C

I, [redacted], am a requesting individual as named in the Freedom of Information Act Request being submitted by the Denver Anarchist Black Cross. I hereby authorize the Federal Bureau of Investigation to furnish the Denver Anarchist Black Cross all documents related to myself, pursuant to the Freedom of Information Act, 5 U.S.C. § 552 ("FOIA") and the Privacy Act, 5 U.S.C. § 552a. I am requesting documents that contain my name, any aliases I have gone by, references to residences I have occupied, phone numbers I have been assigned, or any references to other identifying information such as my Social Security Number or Date of Birth.

Full Legal Name: [redacted]

Aliases: [redacted]

Date of Birth: [redacted] Social Security #: [redacted]

Current Address [redacted]

Previous Address(es): [redacted]
[redacted]

Phone number: [redacted]

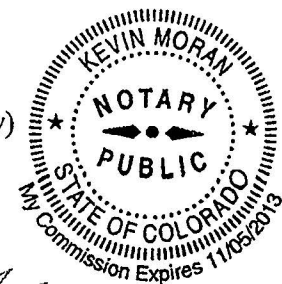
Previous phone numbers: [redacted]

Respectfully,

[redacted signature box]

11/21/2009
(date)

(notary)



State of Colorado
County of Denver

Freedom of Information Act Request
Individual Release Form

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b7C

I, [redacted], am a requesting individual as named in the Freedom of Information Act Request being submitted by the Denver Anarchist Black Cross. I hereby authorize the Federal Bureau of Investigation to furnish the Denver Anarchist Black Cross all documents related to myself, pursuant to the Freedom of Information Act, 5 U.S.C. § 552 ("FOIA") and the Privacy Act, 5 U.S.C. § 552a. I am requesting documents that contain my name, any aliases I have gone by, references to residences I have occupied, phone numbers I have been assigned, or any references to other identifying information such as my Social Security Number or Date of Birth.

Full Legal Name: [redacted]

Alias [redacted]

Date of Birth: [redacted]

Social Security #: [redacted]

Current Address: [redacted]

Previous Address(es) [redacted]

Phone number: [redacted]

Previous phone numbers: _____

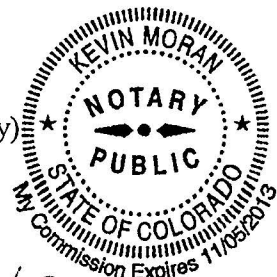
Respectfully,

[redacted]
(printed name of requesting individual)

[redacted]
(signature of requesting individual)

1/21/09
(date)

(notary)



State of Colorado
County of Boulder

Freedom of Information Act Request
Individual Release Form

b6
b7C

I , am a requesting individual as named in the Freedom of Information Act Request being submitted by the Denver Anarchist Black Cross. I hereby authorize the Federal Bureau of Investigation to furnish the Denver Anarchist Black Cross all documents related to myself, pursuant to the Freedom of Information Act, 5 U.S.C. § 552 ("FOIA") and the Privacy Act, 5 U.S.C. § 552a. I am requesting documents that contain my name, any aliases I have gone by, references to residences I have occupied, phone numbers I have been assigned, or any references to other identifying information such as my Social Security Number or Date of Birth.

Full Legal Name:

Aliases: NONE

Date of Birth: Social Security #:

Current Address:

Previous Address(es):

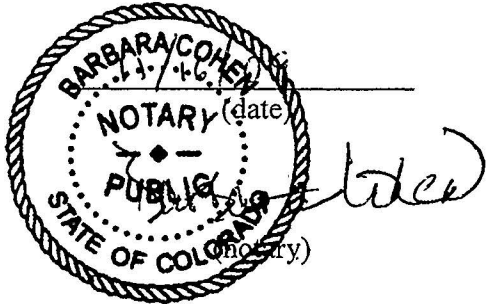
Phone number:

Previous phone numbers:

Respectfully,

(printed name of requesting individual)

(signature of requesting individual)



My Commission Expires 10/25/2013

Freedom of Information Act Request
Individual Release Form

b6
b7C

I, [redacted], am a requesting individual as named in the Freedom of Information Act Request being submitted by the Denver Anarchist Black Cross. I hereby authorize the Federal Bureau of Investigation to furnish the Denver Anarchist Black Cross all documents related to myself, pursuant to the Freedom of Information Act, 5 U.S.C. § 552 ("FOIA") and the Privacy Act, 5 U.S.C. § 552a. I am requesting documents that contain my name, any aliases I have gone by, references to residences I have occupied, phone numbers I have been assigned, or any references to other identifying information such as my Social Security Number or Date of Birth.

Full Legal Name: [redacted]

Aliases: [redacted]

Date of Birth: [redacted]

Social Security # [redacted]

Current Address: [redacted]

Previous Address(es): _____

Phone number: [redacted]

Previous phone numbers [redacted]

Respectfully,

[redacted]
(printed name of requesting individual)

[redacted]
(signature of requesting individual)

12/7/09

(date)

I, the county of Denver & state of Colorado, Maurice Schwentler appeared before me as Steven C Lucero on December 7, 2009 (notary)

NOTARY PUBLIC
STATE OF COLORADO
9/27/2012
[signature]

Freedom of Information Act Request
Individual Release Form

b6
b7C

I, , am a requesting individual as named in the Freedom of Information Act Request being submitted by the Denver Anarchist Black Cross. I hereby authorize the Federal Bureau of Investigation to furnish the Denver Anarchist Black Cross all documents related to myself, pursuant to the Freedom of Information Act, 5 U.S.C. § 552 ("FOIA") and the Privacy Act, 5 U.S.C. § 552a. I am requesting documents that contain my name, any aliases I have gone by, references to residences I have occupied, phone numbers I have been assigned, or any references to other identifying information such as my Social Security Number or Date of Birth.

Full Legal Name:

Aliases:

Date of Birth:

Social Security #

Current Address:

Previous Address(es):

Phone number:

Previous phone numbers:

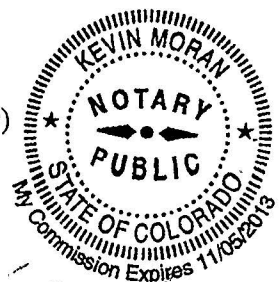
Respectfully,

(printed name of requesting individual)

(signature of requesting individual)

(notary)

State of Colorado
County of Denver



Freedom of Information Act Request
Individual Release Form

b6
b7C

I, [redacted], am a requesting individual as named in the Freedom of Information Act Request being submitted by the Denver Anarchist Black Cross. I hereby authorize the Federal Bureau of Investigation to furnish the Denver Anarchist Black Cross all documents related to myself, pursuant to the Freedom of Information Act, 5 U.S.C. § 552 ("FOIA") and the Privacy Act, 5 U.S.C. § 552a. I am requesting documents that contain my name, any aliases I have gone by, references to residences I have occupied, phone numbers I have been assigned, or any references to other identifying information such as my Social Security Number or Date of Birth.

Full Legal Name: [redacted]

Aliases: [redacted]

Date of Birth: [redacted] Social Security #: [redacted]

Current Address: [redacted]

Previous Address(es): [redacted]

[redacted]

Phone number: [redacted]

Previous phone numbers: _____

Respectfully,

[redacted signature box]

(signature of requesting individual)

(date)

(notary)

CHARLES R ALLEN
Notary Public
State of Colorado

Expires 11-13-2010

Freedom of Information Act Request
Individual Release Form

I, [redacted], am a requesting individual as named in the Freedom of Information Act Request being submitted by the Denver Anarchist Black Cross. I hereby authorize the Federal Bureau of Investigation to furnish the Denver Anarchist Black Cross all documents related to myself, pursuant to the Freedom of Information Act, 5 U.S.C. § 552 ("FOIA") and the Privacy Act, 5 U.S.C. § 552a. I am requesting documents that contain my name, any aliases I have gone by, references to residences I have occupied, phone numbers I have been assigned, or any references to other identifying information such as my Social Security Number or Date of Birth.

Full Legal Name:

Aliases:

Date of Birth:

Social Security #:

Current Address:

Previous Address(es)

Phone number:

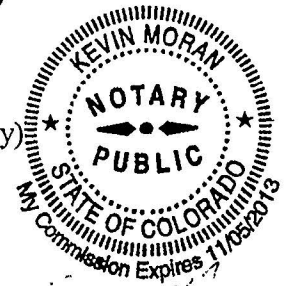
Previous phone numbers:

Respectfully,

Nov 20th 2009

(date)

(notary)



State of Colorado
County of Denver

b6
b7C

Full Legal Name:	
------------------	--

Aliases: _____

Date of Birth:		Social Security #	
----------------	--	-------------------	--

Current Address:	
------------------	--

Previous Address(es):	
-----------------------	--

Phone number:

Previous phone numbers:

Respectfully,

(printed name of requesting individual)

(signature of requesting individual)

17.01.2017
(date)

(nota

State of Colorado

County of Boulder

On this 20th day of November, 2

personally appeared before me,

☐ who is personally known to me.

☒ whose identity I proved on the basis of satisfactory evidence.

☐ whose identity I proved on the oath/affirmation of

a credible witness.

to be the signer of the attached document
entitled Freedom of Information Act Request and he/she ^{Refers} acknowledged that he/she
executed it.

Notary Public

JACK A. RAPPLEYEA
NOTARY PUBLIC
STATE OF COLORADO

My Commission Expires 10/21/2012

Denver ABC
2298 CLAY ST
DENVER, CO 80211



7009 1680 0000 4043 9621



1000

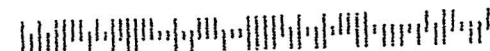


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FBI - FOIA
935 PENNSYLVANIA NW
WASHINGTON, DC 20535

Winchester



Denver ABC c/o
P & L Printing
229 C. Street
W. Chester, 80211.



7009 1680 0000 4045 4983



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FEDERAL BUREAU OF INVESTIGATION
CENTRAL DIVISION
RECORD INFORMATION / PERSONNEL SECTION
170 MARCEL DRIVE
WINCHESTER, VA 22602-4843



DENVER ABL
2298 CLAY ST
DENVER, CO 80211

CERTIFIED MAIL™



7009 1680 0000 4045 4976



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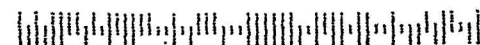
SAC JAMES H. DAVIS

BYRON G. ROGERS FEDERAL BUILDING

1961 STANT STREET, SUITE 1823

DENVER, CO 80294

SEARCHED	INDEXED
SERIALIZED	FILED
DEC 16 2009	
FBI - DENVER	





Federal Bureau of Investigation

Washington, D.C. 20535

January 13, 2010

[REDACTED]
DENVER ANARCHIST BLACK CROSS
2298 CLAY STREET
DENVER, CO 80211

b6
b7C

FOIPA Request No.: 1141838- 000
Subject: DENVER-ABC-ANNOUNCE@

Dear [REDACTED]

- ☒ This acknowledges receipt of your Freedom of Information-Privacy Acts (FOIPA) request to the Denver Field Office and FBI Headquarters. The FOIPA number listed above has been assigned to your request.
- ☐ For an accurate search of our records, please provide the complete name, alias, date and place of birth for the subject of your request. Any other specific data you could provide such as prior addresses, or employment information would also be helpful. If your subject is deceased, please include date and proof of death.
- ☐ To make sure information about you is not released to someone else, we require your notarized signature or, in place of a notarized signature, a declaration pursuant 28 U.S.C. § 1746. For your convenience, the reverse side of this letter contains a form which may be used for this purpose.
- ☐ If you want the FBI's Criminal Justice Information System (CJIS) to perform a search for your arrest record, please follow the enclosed instructions in Attorney General Order 556-73. You must submit fingerprint impressions so a comparison can be made with the records kept by CJIS. This is to make sure your information is not released to an unauthorized person.
- ☒ We are searching the indices to our Central Records System for the information you requested, and will inform you of the results as soon as possible.
- ☐ Processing delays have been caused by the large number of requests received by the FBI. We will process your request(s) as soon as possible.

Your request has been assigned the number indicated above. Please use this number in all correspondence with us. Your request for a fee waiver is being considered and you will be advised as to its status at a later date. Your patience is appreciated.

A handwritten signature in black ink, appearing to read "D. Hardy", is located above the typed name.

Very truly yours,

David M. Hardy
Section Chief,
Record/Information

Dissemination Section

Records Management Division



Federal Bureau of Investigation

Washington, D.C. 20535

January 29, 2010

[REDACTED]
DENVER ANARCHIST BLACK CROSS
2298 CLAY STREET
DENVER, CO 80211

b6
b7C

Request No.: 1141838- 000
Subject: DENVER-ABC-ANNOUNCE@

Dear [REDACTED]

This responds to your Freedom of Information/Privacy Acts (FOIPA) request.

Based on the information you provided, we conducted a search of the indices to our Central Records System. We were unable to identify responsive main file records. If you have additional information pertaining to the subject and you believe it was of investigative interest to the Bureau, please provide us the details and we will conduct an additional search.

You may file an appeal by writing to the Director, Office of Information Policy (OIP), U.S. Department of Justice, 1425 New York Ave., NW, Suite 11050, Washington, D.C. 20530-0001. Your appeal must be received by OIP within sixty (60) days from the date of this letter in order to be considered timely. The envelope and the letter should be clearly marked "Freedom of Information Appeal." Please cite the FOIPA Request Number assigned to your request so that it may be identified easily.

Enclosed for your information is a copy of the FBI File Fact Sheet.

A handwritten signature in black ink, appearing to read "D. Hardy", is located above the typed name.

Sincerely yours,

David M. Hardy
Section Chief,
Record/Information
Dissemination Section
Records Management Division

Enclosure

FBI FILE FACT SHEET

- The primary function of the FBI is law enforcement.
The FBI does not keep a file on every citizen of the United States.
- **The FBI was not established until 1908 and we have very few records prior to the 1920's.**
- **FBI files generally contain reports** of FBI investigations of a wide range of matters, including counterterrorism, foreign counter-intelligence, organized crime/drugs, violent crime, white-collar crime, applicants, and civil rights.
- **The FBI does not issue clearances or nonclearances for anyone other than its own personnel or persons having access to FBI facilities.** Background investigations for security clearances are conducted by many different Government agencies. Persons who received a clearance while in the military or employed with some other government agency should write directly to that entity.
- **An FBI identification record or "rap sheet" is NOT the same as an FBI "file"** - it is simply a listing of information taken from fingerprint cards submitted to the FBI in connection with arrests, federal employment, naturalization, or military service. The subject of a "rap sheet" may obtain a copy by submitting a written request to FBI, CJIS Division, Attn: SCU, Mod. D-2, 1000 Custer Hollow Road, Clarksburg, West Virginia 26306. Each request must have proof of identity which shall consist of **name, date and place of birth and a set of rolled-ink fingerprint impressions** placed upon fingerprint cards or forms commonly utilized for applicant or law enforcement purposes by law enforcement agencies, plus **payment of \$18.00** in the form of a certified check or money order, payable to the Treasury of the United States.
- **The National Name Check Program (NNCP)** conducts a search of the FBI's Universal Index to identify any information contained in FBI records that may be associated with an individual and provides the results of that search to the requesting Federal, State or local agency. For the NNCP, a name is searched in a multitude of combinations and phonetic spellings to ensure all records are located. The NNCP also searches for both "main" and "cross reference" files. A main file is an entry that carries the name corresponding to the subject of a file while a cross reference is merely a mention of an individual contained in a file. The results from a search of this magnitude can result in several "hits" and "idents" on an individual. In each instance where UNI has identified a name variation or reference, information must be reviewed to determine whether it is applicable to the individual in question.
- **The Record/Information Dissemination Section/Freedom of Information-Privacy Acts (FOIPA)** search for records provides copies of FBI files relevant to a FOIPA request for information. FOIPA provides responsive documents to requesters seeking "reasonably described information." For a FOIPA search, the subject name, event, activity, business, or event is searched to determine whether there is an investigative file associated with the subject. This is called a "main file search" and differs from The NNCP search.

FOR GENERAL INFORMATION ABOUT THE FBI,
CHECK OUT OUR WEBSITE AT
<http://www.fbi.gov>

Austin People's Legal Collective
PO Box 6324
Austin, TX 78702
aplc@riseup.net

February 16, 2009

Federal Bureau of Investigation
Central Division
Record Information/Dissemination
170 Marcel Drive
Winchester, Virginia 22602-4843

Re: Freedom of Information Act Request

Enclosed: Cover Sheet (1 page); Freedom of Information Act request (15 pages); Signed and notarized FOIA release forms (34 release forms).

Cc:

Federal Bureau of Investigation
FOI / PA Section - Freedom of
Information Request
935 Pennsylvania Ave. Northwest
Washington D.C. 20535

FBI Dallas Field Office
Attn: FOIA
One Justice Way
Dallas, Texas 75220
(972) 559-5000

FBI San Antonio Field Office
Attn: Rose Losoya
5740 University Heights
San Antonio, Texas 78249
(210) 225-6741

FBI El Paso Field Office
660 S. Mesa Hills, Suite 3000
El Paso, Texas 79912
(915) 832-5000

FBI Austin Satellite Office
9420 Research Blvd
Echelon III Bldg Suite 400
Austin, Texas 78759-6539
(512) 345-1111

FBI Midland Satellite Office
1004 North Big Spring Street, Suite 600
Midland, Texas 79701
(432) 570-0255

FBI Houston Field Office
Attn: Elizabeth Norwood
P.O. Box 924427
Houston, Texas 77292
(713) 693-5000

FBI Minneapolis Field Office
111 Washington Avenue, South
Suite 1100
Minneapolis, Minnesota 55401-2176
(612) 376-3200

FBI Saint Paul Resident Agency
180 South 5th Street, Suite 627
Saint Paul, Minnesota 55101-1464
(651) 291-7100

Austin People's Legal Collective
PO Box 6324
Austin, TX 78702
aplc@riseup.net

February 16, 2009

Please consider this letter as a written request under the Freedom of Information Act, 5 U.S.C. § 552 ("FOIA") and the Privacy Act, 5 U.S.C. § 552a. This request is made by Austin People's Legal Collective, an organization based in Austin, Texas. It is also made on behalf of additional organizations and individuals defined and described in Section II, below, as the "Requesting Organizations" and "Requesting Individuals."

I. Background

- A. In March of 2006 FBI Special Agent [redacted] gave a presentation to a class at the University of Texas, School of Law, about terrorist groups in Texas. Alongside groups like al-Qaeda, Agent [redacted] listed Austin activist groups Food Not Bombs and Indymedia as groups the FBI watches for potential terrorist activity. Indymedia is a network of independent and community-driven media-outlets and Food Not Bombs is a group that shares free vegetarian food with the public. That the FBI would even consider mentioning such obviously innocuous groups in a conversation on terrorism indicates that its monitoring of activist groups in central Texas is very broad and far-reaching.

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Source [redacted] "Students: FBI Lecture Displays Watch List." *The Daily Texan*. March 24, 2006.

- B. In April of 2006 FBI Agent [redacted] and a second Agent visited the home of Austin-based activist [redacted] asking questions about firearms. Agents also visited the gun store in Dallas where [redacted] had recently purchased a firearm. The purchase was legal and properly documented. Additionally, legal firearm purchases in the state of Texas are incredibly common and seldom raise any additional scrutiny beyond the normal background check and paperwork. That Crow received so much scrutiny for his firearm purchase is an indication that the FBI was profiling and closely monitoring him because of his politics and activism. In such a context, it is very likely that the FBI also closely monitors many of the people politically associated with Crow.
- C. In October of 2006 the American Civil Liberties Union received documents that detailed Department of Defense surveillance of antiwar activists. The documents were dated back to early 2005 and were released as a result of a FOIA request by the ACLU. The information in the documents was shared with other government

agencies through the Threat and Local Observation Notice (TALON) database, which is supposed to be used to track groups and individuals linked to terrorism. Because of the FBI's role in counter-terrorism efforts, it likely has access to the information in this database. Additionally, the documents show that sources from the Department of Homeland Security and FBI helped gather the information about activists. The documents specifically mentioned protests in Austin, Texas, as well as a Department of Homeland Security informant in the peace group American Friends Service Committee, which was involved in antiwar activism in Austin, Texas.

Source: "Documents Shed New Light on Pentagon Surveillance of Peace Activists." *The American Civil Liberties Union*. October 12, 2006.
<http://www.aclu.org/safefree/spyfiles/27050prs20061012.html>

- D. In September of 2008 an affidavit written by Special Agent [redacted] about charges brought against Austin-based activists [redacted] and [redacted] [redacted] mentions a Confidential Human Source reporting to the FBI about activists in Austin since February 2007.
- E. FBI documents released to [redacted] and [redacted] defense teams in discovery detail the information gathered on Austin-area activists in the months leading up to the 2008 Republican National Convention (RNC). In the documents approximately a dozen area activists were named, including some who had no plans to attend or otherwise be involved with the RNC protests. The documents also reference 7 different case numbers in relation to Austin area activists [redacted] [redacted] and 321C-MP-A66462). In many instances information supplied by the informant did not reference any alleged criminal activity, but rather seemed to be geared toward building profiles of activists.
- F. In December of 2008 local activist [redacted] publicly acknowledged that he was the primary Confidential Human Source in the case against [redacted] and [redacted]. In a statement to the *New York Times*, [redacted] also acknowledged collecting information for the FBI on cases not related to the RNC. Additionally, in comments made to *The Gambit* in New Orleans, [redacted] stresses that the investigation he was involved in was not originally focused on a threat of violence. [redacted] had been involved in activist circles in and around Austin since 2002 and the extent and duration of his informing for the FBI is not yet known. His history of suspicious and manipulative behavior, however, suggests that it might go back much longer than 2007.

Source [redacted] "Activist Unmasks Himself as Federal Informant in GOP Convention Case." *New York Times*. January 4, 2009.
[redacted] FBI Informant and Common Ground Co-founder." *The Gambit*. January 26, 2009.

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In light of all of these reasons, we have considerable opinion to believe that there are many more pages and even more cases that target activists in Austin, Texas and the surrounding areas.

II. Requesting Organizations and Requesting Individuals

A. Requesting Organizations

This request for documents and information covers documents referring to or relating to a number of specific organizations, referred to by name or other identifying information, which are referenced collectively as the "Requesting Organizations." The Requesting Organizations are the following:

1. American Friends Service Committee
1304 E 6th St., Austin, TX 78702
Also known as AFSC, American Friends Service Committee- Texas, Arkansas, Oklahoma, AFSC-ATO, American Friends Service Committee-Austin, and AFSC Austin
2. Austin Against War
Clay Pit, 1601 Guadalupe St., Austin, TX 78701
Also known as AAW
3. Austin Anarchist Black Cross
PO Box 19733, Austin, TX 78760; 2900 La Fayette Avenue #2, Austin, TX 78722
Also known as Austin ABC, Anarchist Black Cross, and ABC
4. Austin Anarchist Soccer
Rosewood Park, 2300 Rosewood Ave., Austin, TX 78702
Also known as Anarchist Soccer, Anarchist Football, Anarchist Footy, ATX United, and ATX Anarchist Soccer
5. Austin Area Affinity Group
Also known as Austin Affinity Group, Austin Area Infinity Group, and Austin Infinity Group
6. Austin Food Not Bombs
300 Allen St., Austin, TX 78702; Woolridge Park, W 9th St. and Guadalupe St., Austin, TX 78701
Also known as Austin FNB, Food Not Bombs, and FNB
7. Austin Indymedia
300 Allen St., Austin, TX 78702
Also known as Austin Independent Media Center, Austin IMC, Indymedia, Independent Media Center, and IMC
8. Austin Informant Working Group
Also known as Informant Working Group and AIWG
9. Austin Pagan Cluster
Also known as Pagan Cluster
10. Austin People's Legal Collective
PO Box 6324, Austin, TX 78702; 92 Rainey St., Austin, TX 78701

Also known as APLC

11. Austin Spokescouncil

Austin Daze, 1300 E. 4th St., Austin, TX 78702; Saltillo Plaza, 412 Comal St., Austin, TX 78702

Also known as Austin Spokes Council, Spokes Council, Spokescouncil, Spokes, and Austin Spokes

12. Austin Yellow Bike Project

1720 E 12th St., Austin, TX 78702; 2013 E 51st St., Austin, TX 78723

Also known as Austin's Yellow Bike Project, Yellow Bike Project, Austin Yellow Bike, Yellow Bike, YBP, and AYBP

13. Campus Coalition for Peace and Justice

Also known as CCPJ

14. Central Texas Anti-Racist Action

PO Box 6808, Austin, TX 78762; PO Box 417, San Marcos, TX 78667; Ruby's BBQ, 512 West 29th Street, Austin, TX 78705

Also known as CenTex Anti-Racist Action, Anti-Racist Action, Austin Anti-Racist Action, CenTex ARA, ARA, Austin ARA, CenTex, Central Texas ARA, CenTex Anti Racist Action, Anti Racist Action, Austin Anti Racist Action, and Central Texas Anti Racist Action

15. Common Ground Relief

Also known as Common Ground Relief Collective, Common Ground Collective, Common Ground, CGC, and CGR

16. Critical Response

17. Ecology Action Recycling

707 E 9th St., Austin, TX 78701

Also known as Ecology Action of Texas, Ecology Action and EA

18. Entropy House

2900 Lafayette St., Austin, TX 78722

Also known as Entropy and Earth First! House

19. Houston Global Awareness Collective

Also known as Houston Global Awareness and HGAC

20. Hurricane Collective

21. Inside Books Project

300 Allen St., Austin, TX 78702

Also known as Inside Books and IBP

22. The Issue

3811 Duval St., Austin, TX 78751; 3108 Robinson Ave., Austin, TX 78722

23. The Javelina

Also known as The Austin Javelina, Javelina Newspaper, Austin Javelina Newspaper, and Javelina

24. Monkeywrench Books

110 E. North Loop, Austin, TX 78751

Also known as Monkey Wrench Books, Monkeywrench Bookstore, Monkey Wrench Bookstore, Monkeywrench, Monkey Wrench, and MWB

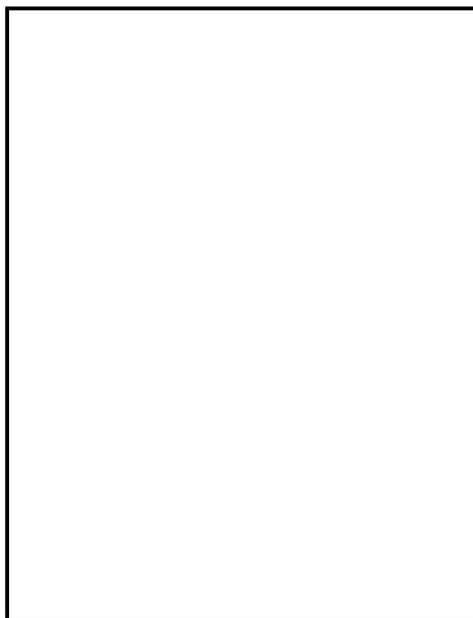
25. No to Fortune 500 Forum

Also known as N2F500F and No to Fortune 500

- 26. O13.org
Also known as October 13 dot org
- 27. Radical Encuentro Camp
Also known as REC, REC Camp, and Radical Education Camp
- 28. Rhizome Collective
300 Allen St., Austin, TX 78702
Also known as Rhizome, Rhizome Collective Warehouse, Rhizome Warehouse, and the Warehouse
- 29. Treasure City Thrift
1720 E. 12th St., Austin, TX 78702
Also known as Treasure City, Treasure City Thrift Store, Treasure City and TCT
- 30. United Student Activists
Also known as USA
- 31. UT Watch
Also known as University of Texas Watch

B. Requesting Individuals

This request for documents and information also covers documents referring to or relating to a number of specific individuals, who are referenced collectively as the "Requesting Individuals." Each of the Requesting Individuals has signed a notarized authorization that is provided in an Appendix, along with a page providing specific information for each of the Requesting Individuals. The Requesting Individuals are the following persons:



34. Riad Hamad (deceased)

b6
b7C

III. Requests of information

A. Definitions

1. Requesting Organizations: The term "Requesting Organizations" as used in the request for information is described as all of the organizations identified in Section II (A) of this letter, as well as their members.
2. Requesting Individuals: The term "Requesting Individuals" as used in the request for information refers to all of the individuals identified in Section II (B), herein.
3. Records: the term "records" as used herein includes all records or communications preserved in electronic or written form, including but not limited to correspondence, documents, data, videotapes, audio tapes, photographs, faxes, files, guidance, evaluations, instructions, analyses, memoranda, agreements, notes, policies, procedures, protocols, reports, rules, technical manuals, technical specifications, training manuals, and studies.
4. Activities: the term "activities" as used herein includes, but is not limited to, any activities of the Requesting Organizations or Requesting Individuals as described in Section II above, and any advocacy, provision or services, litigation, lobbying, organizing, fundraising, meetings, marches, rallies, protests, conventions, conferences, and campaigns, and any media or communications to, from or about the Requesting Organizations or Requesting Individuals in any form (including oral, written, electronic, telephone, or online communications, including but not limited to any books, pamphlets, brochures, newsletters, fundraising letters, correspondence, action alerts, e-mails, web communication or websites, discussion groups, or list serves.)

B. Records Requested

The Requesting Individuals and Requesting Organizations described in Section II seek disclosure of any records created from January 1, 2000 to the present, that were prepared, received, transmitted, collected and/or maintained by the San Antonio, Houston, Dallas, El Paso, Austin, Midland Minneapolis, St. Paul, and Central offices of the FBI, including records that originated from private or third-party intelligence or investigation organizations, that relate to or refer to the following:

1. Any records that refer to or relate to any of the Requesting Organizations or to any of the Requesting Individuals, including, but not limited to records that document any monitoring, surveillance, observation, questioning, interrogation, investigation,

infiltration, and/or collection of information regarding any of the Requesting Organizations or Requesting Individuals or their activities, as defined above.

2. E-mails sent to, forwarded to, or otherwise received by any division of the FBI or any individual officers or agents within the FBI or affiliated bodies that contain addresses indicating that the e-mails were originally sent to persons receiving messages from an organized e-mail group or e-mail list that discusses or concerns social or political issues or the political or social activities of organizations engaged in such activity.

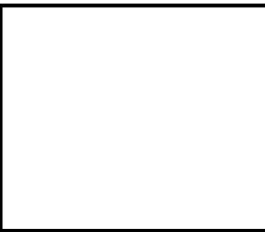
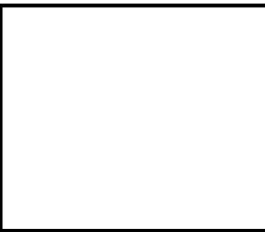
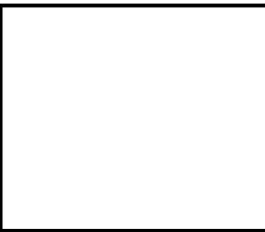
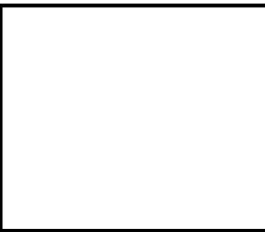
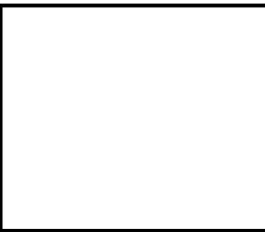
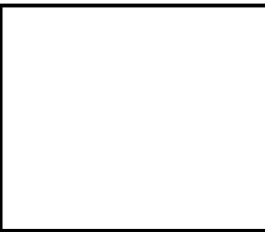
This request includes, but is not limited to, emails that contain text indicating that they were originally sent to participants in, or recipients of, any of the following e-mail lists or e-mail groups:

- a. centexara@yahooogroups.com
 - b. M18defense@yahooogroups.com
 - c. austinfnb@lists.riseup.net
 - d. austinspokes@lists.riseup.net
 - e. austin-informants-working-group@googlegroups.com
 - f. thriftstore@monkeywrenchbooks.org
 - g. mwb@monkeywrenchbooks.org
 - h. usadiscussion@lists.riseup.net
3. Any orders, agreements, or instructions to collect information about, monitor, conduct surveillance of, observe, question, interrogate, investigate, and/or infiltrate any of the Requesting Organizations or Requesting Individuals.
4. Any records relating or referring to how, why or when any of the Requesting Organizations or Requesting Individuals was selected for collection of information, monitoring, surveillance, observation, questioning, interrogation, investigation, and/or infiltration.
5. Any records relating to or referring to how collection of information about, monitoring, surveillance, observation, questioning, interrogation, investigation, and/or infiltration of any of the Requesting Organizations or Requesting Individuals was or will be conducted.
6. Any records relating to or referring to the names of any federal, state, or local government agencies that participate or have participated in any monitoring, surveillance, observation, questioning, interrogation, investigation, infiltration, and /or collection of information regarding any of the Requesting Organizations or Requesting Individuals.
7. Any records relating to or referring to the specific role of the National Joint Terrorism Task Force and/or local Joint Terrorism Task Force in any collection of information about, monitoring, surveillance, observation, questioning,

interrogation, investigation, and/or infiltration of any of the Requesting Organizations or Requesting Individuals.

8. Any records relating to or referring to the specific role of any federal, state, or local government agency participating in any collection of information about, monitoring, surveillance, observation, questioning, interrogation, investigation, and/or infiltration of any of the Requesting Organizations or Requesting Individuals.
9. Any records relating to or referring to how records about any of the Requesting Organizations or Requesting Individuals have, will be, or might be used.
10. Any policies or procedures for analyzing records about any of the Requesting Organizations or Requesting Individuals.
11. Any policies or procedures for cross-referencing records about any of the Requesting Organizations or Requesting Individuals with information contained in any database.
12. Any policies or procedures for cross-referencing records about any of the Requesting Organizations or Requesting Individuals with information about any other organization or individual.
13. Any policies or procedures for cross-referencing records about any of the Requesting Organizations or Requesting Individuals with any other information not covered in numbers 11 and 12 above.
14. Any policies or procedures regarding retention of records about any of the Requesting Organizations or Requesting Individuals.
15. Any records referring to or relating to the destruction of records about any of the Requesting Organizations or Requesting Individuals, including any policies permitting or prohibiting the destruction of records.
16. Any records referring to or relating to how records about any of the Requesting Organizations or Requesting Individuals were destroyed or might be destroyed in the future.
17. Any records referring to or relating to the recipient(s) of records about any of the Requesting Organizations or Requesting Individuals.
18. Any records referring to or relating to how, why, or when collection of information about, monitoring, surveillance, observation, questioning, interrogation, investigation, and/or infiltration of any of the Requesting Organizations or Requesting Individuals was or will be terminated.

19. Any and all records referring to, relating to, or containing the following case numbers:

- a. 
- b. 
- c. 
- d. 
- e. 
- f. 
- g. 321C-MP-A66462

b7E

This is a direct request for all information contained within these cases: cases that have already been proven to make reference to the Requesting Organizations or Requesting Individuals.

20. Any and all records referring to or relating to any of the following protests:
- a. The protest against the Fortune 500 Forum at the Four Seasons Hotel in downtown Austin, Texas on 10/13/2000
 - b. The antiwar action taking place at the intersection of W. 24th St. and Guadalupe St. in Austin, Texas on 03/20/2003
 - c. The "Unholy Trinity Tour" protest, which included a march past the Federal Building, the Fox 7 News building, and the CSC Dyncorp Building in downtown Austin, Texas on 03/24/2003
 - d. The antiwar action taking place at the intersection of Martin Luther King Jr. Blvd. and Guadalupe St. in Austin, Texas on 04/03/2003
 - e. The "Showdown in Texas" protest, which included a rally at the State Capitol and a march down Congress Ave. in downtown Austin, Texas on 05/03/2003
 - f. The protests against the 2004 Halliburton Shareholders Meeting at the Four Seasons hotel in downtown Houston, Texas on 05/19/2004
 - g. The protests against the Ku Klux Klan rally at City Hall in downtown Austin, Texas on 11/05/2005
 - h. The protests against the National Socialist Movement at the State Capitol in downtown Austin, Texas on 11/11/2006

This request includes but is not limited to records that document any monitoring, surveillance, observation, questioning, interrogation, investigation, infiltration, and/or collection of information regarding any of the organizations or individuals involved in any activities related to the above mentioned protest actions.

IV. Limitations of Processing Fees

Austin People's Legal Collective requests a limitation of processing fees because it does not seek the requested records for commercial use and because it qualifies as a representative of the news media. See 5 U.S.C. § 552(a)(4)(A)(ii)(II) ("fees shall be limited to reasonable standard charges for document duplication when records are not

sought for commercial use and the request is made by... a representative of the news media . . ."); see also 28 C.F.R. § 16.11(c)(1)(i), 16.11(d)(1) (search and review fees shall not be charged to "representatives of the news media.") As a "representative of the news media," Austin People's Legal Collective fits within this statutory and regulatory mandate. Fees associated with the processing of this request should, therefore, be limited accordingly.

First, Austin People's Legal Collective does not seek disclosure of the records for commercial use. Austin People's Legal Collective is a not-for-profit, non-partisan, public-interest organization. In addition, Austin People's Legal Collective intends to make any information disclosed as a result of this FOIA available to the public at no cost.

Second, Austin People's Legal Collective meets the applicable definition of a representative of the news media. Austin People's Legal Collective publishes a quarterly newsletter free of charge that reaches hundreds of people across the United States. Austin People's Legal Collective also maintains several online web-based publications and e-mail lists that exist for keeping the public informed of events occurring within the legal realm of public dissent in the United States.

Austin People's Legal Collective intends to share the information obtained in response to this request for records with other organizations with which Austin People's Legal Collective works, including the American Civil Liberties Union for use in any and all of the publications and communications that these groups provide to the public.

Austin People's Legal Collective meets and fulfills the test articulated in *Electronic Privacy Information Center v. Department of Defense*, 241 F.Supp.2d 5, 10-15 (D.D.C. 2003). This case found that not-for-profit public interest groups that disseminated an electronic and printed newsletter were "representatives of the media" for the purposes of FOIA.

V. Waiver of All Costs

Austin People's Legal Collective requests a waiver of all costs, pursuant to the provision of the Freedom of Information Act that provides as follows:

Documents shall be furnished without any charge...if disclosure of the information is in the public interest because it is likely to contribute significantly to public understanding of the operations or activities of the government and is not primarily in the commercial interest of the requester.

5 U.S.C. § 552(a)(4)(A)(iii). Disclosure in this case meets the statutory criteria, and a fee waiver would fulfill Congress's legislative intent in amending the FOIA. See *Judicial Watch Inc. v. Rosotti*, 326 F. 3d 1309, 1312 (D.C. Cir 2003) ("Congress

amended FOIA to ensure that it be 'liberally construed in favor of waivers for noncommercial requesters'").

Disclosure of the requested information is in the public interest. This request will further public understanding of government conduct: specifically, the FBI's political surveillance of political views, activities, and associations of groups and individuals who do not constitute any threat and have no connection to terrorism. This type of government activity concretely affects many individuals and groups and implicates basic privacy, free speech, and associational rights protected by the Constitution.

Moreover, in the wake of current public debate about NSA spying on US citizens, disclosure of the requested information will aid public understanding of the implications of the Department of Justice's recent decisions to relax guidelines that previously restricted the FBI's ability to spy on organizations without a threshold showing of suspected criminal activity (see Eric Lichtblau, "New Guidelines Would Give FBI Broader Powers," *New York Times*, August 20, 2008.). The restrictions being lifted were created in response to the Hoover-era FBI's scandalous spying on politically active individuals and organizations, despite the complete lack of evidence that such individuals and organizations had been involved in any unlawful behavior. Understanding the current scope of the FBI's monitoring of the expressive activities and associations of groups and organizations that are not involved in serious criminal activity or "terrorism" is, therefore, crucial to the public's interest in understanding the consequences of the Department of Justice's important change in policy.

As an organization that makes public information as outlined in the previous section, Austin People's Legal Collective will disseminate information it gains from this request to the general public, to the individuals and organizations whose political views and activities subject them to monitoring under the FBI's current practices, and to other groups interested in civil liberty preservation and Constitutional rights law.

The records requested are not sought for commercial use and Austin People's Legal Collective plans to disseminate the information disclosed as a result of this FOIA request through the channels described in the previous section. As also stated, Austin People's Legal Collective will make any information disclosed as a result of this FOIA available to the public at no cost.

VI. Request for Expedited Processing

Austin People's Legal Collective requests expedited processing of this request. The Freedom of Information Act and Department of Justice regulations provide for expedited processing in the circumstances presented here. The applicable regulation of the Department of Justice provides in relevant part:

Expedited Processing. (1) Requests and appeals will be taken out of order and given expedited treatment whenever it is determined that they involve:

....

(ii) An urgency to inform the public about an actual or alleged government activity, if made by a person primarily engaged in disseminating information; or

....

(iv) A matter of widespread and exceptional media interest in which there exist possible questions about the government's integrity which affect public confidence.

28 C.F.R. § 16.5(d)(1)(ii), (iv). Austin People's Legal Collective is entitled to expedited processing on the basis of Subsection (ii) as well as Subsection (iv).

A. 28 C.F.R. § 16.5(d)(1)(ii)

Subsection (ii) applies here because Austin People's Legal Collective is "primarily engaged in disseminating information," and there is an urgency, in the wake of the NSA spying allegations and the release of FBI-related documents through other FOIA requests detailing FBI spying on antiwar and other social justice organizations, to inform the public about the actual and alleged activities of the FBI and the JTTF in the Texas area. As explained earlier in Section IV, Austin People's Legal Collective must be considered a representative of the news media for FOIA purposes and will disseminate widely this information to the public.

This request implicates a matter of urgent public concern: the consequences of changes in government policy that has likely resulted in increased political surveillance of organizations and individuals who do not constitute a threat to the public, as mentioned in Section V, herein. Such a government activity poses a risk of chilling the exercise of the human right to peaceful dissent and free speech, as well as implicating the right of privacy as outlined in the U.S. Constitution. This is especially true if the requested records reveal that individuals and organizations are being targeted because they express particular viewpoints, or because of their religion or nationality, which may well violate rights protected by the Due Process and Equal Protection Clauses of the Fourteenth Amendment as well as the First Amendment. Requests for information bearing upon potential violations of the Constitution require an immediate response so that any violations are stopped, future violations are prevented, and so that the deterrent effect on targeted groups, which chills their willingness to participate in public affairs and political activity, can be halted.

As explained below, the subject of government agencies collecting dossiers on political beliefs, associations and activities that have no connection to criminal activity is a subject of widespread media interest. That in itself provides the grounds for urgency. In addition, the FBI has denied that it collects information about the political activities of persons who do not constitute a threat to the public. To the

extent that the requested records demonstrate otherwise, there is additional urgency to inform the public about a matter in which public officials have not been candid.

B. 28 C.F.R. § 16.5(d)(1)(iv)

Austin People's Legal Collective is also entitled to expedited processing because the information sought in this request relates to a "matter of widespread and exceptional media interest in which there exist possible questions about the government's integrity which affect public confidence." 28 C.F.R. § 16.5(d)(1)(iv). This request clearly meets these standards.

There is a widespread and exceptional media interest in the issue of law enforcement agencies collecting information on how persons exercise their First Amendment rights. The controversy over the alleged NSA spying generated intense media interest all over the world and has been a point of much scrutiny in evaluating President Obama's cabinet nominations (see Eric Lichtblau, "Obama Picks Critic of Warrantless Wiretapping for Slot at Justice Dept.," *New York Times*, January 22, 2009.). There has also been widespread and continuing media interest in the question of whether other law enforcement agencies around the country, including the FBI and Joint Terrorism Task Forces, have been engaging in similar information collection. There has been intense media interest in the question of whether the Joint Terrorism Task Force is targeting individuals and groups for monitoring and surveillance on the basis of religion, political viewpoint, and nationality.

In addition, the subject of this request clearly raises possible questions about the government's integrity which affect public confidence. The potential targeting of individuals and groups on the basis of the group's membership, religion, political view points or nationality raises many questions about the government's integrity and affects public confidence in a profound way. The government's—and particularly the FBI's—treatment of persons on the basis of their political viewpoints is a critical issue with a long history dating back at least several generations. Questions about the government's integrity in these areas substantially affect the public's confidence in the government's ability to protect all of its citizens. It also affects the public's confidence in law enforcement and the legal system. The issue has been of concern to lawmakers, including three members of the House of Representatives who asked the Justice Department to investigate whether the JTTF was engaging in "systematic political harassment and intimidation of legitimate antiwar protesters." See: e.g. Eric Lichtblau, "Inquiry into F.B.I. Questioning Is Sought," *New York Times*, August 18, 2004, page A16.

Finally, pursuant to applicable regulations and statute, Austin People's Legal Collective expects the determination of this request for expedited processing within 10 calendar days and the determination of this request for documents within 20 days. See 28 C.F.R. § 16.5(d)(4); 5 U.S.C. § 552(a)(6)(A)(i).

If this request is denied in whole or in part, I ask that you justify all deletions by reference to specific exemptions to the governing statute. Austin People's Legal Collective reserves the right to appeal a decision to withhold any information or to deny a waiver of fees.

Thank you for your prompt attention to this matter.

Please furnish all responsive records to: [redacted] Austin People's Legal Collective, PO Box 6324, Austin, TX 78702.

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I affirm that the information provided while supporting the request for expedited processing is true and correct to the best of my knowledge.

Sincerely, [redacted]

Austin People's Legal Collective
PO Box 6324
Austin, TX 78702
aplc@riseup.net

Appendix

Following are copies of the notarized forms authorizing release of information for each of the Requesting Individuals, described in Section II herein. In the case of deceased individuals, an obituary was attached in the place of a release form.

The original releases were sent, along with a copy of this request, to:
Federal Bureau of Investigation Central Division
Record Information/Dissemination Section
170 Marcel Drive
Winchester, VA 22602-4843.

#1 of 34

Requesting Individual Release

I, [redacted], identify myself as a Requesting Individual as defined and specified in the Freedom of Information Act request submitted by Austin People's Legal Collective and others attached to this release to the Federal Bureau of Investigation.

b6
b7C

My full name is [redacted]

Other names I use in these documents include:

[redacted]

My date of birth is [redacted]

. My Social Security number is [redacted]

Places of residence where I have resided that may help identify me within the request documents include:

[redacted]

I hereby request and authorize the release of any and all records, as defined within the attached FOIA request submitted by Austin People's Legal Collective and others, that make any reference to me by name, social security number, or other identifying features.

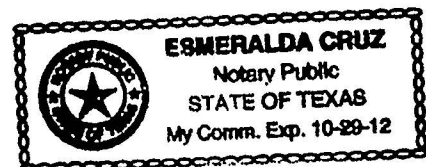
Signature: [redacted]

Date: 4/20/09

Witness: _____

Dater: _____

E. Cruz
Notary Public
State of Texas
My Comm exp. 10-29-12



#2 of 34

Requesting Individual Release

I, [redacted], identify myself as a Requesting Individual as defined and specified in the Freedom of Information Act request submitted by Austin People's Legal Collective and others attached to this release to the Federal Bureau of Investigation.

b6
b7C

My full name is [redacted]
Other names I might be identified by in these documents include:

[redacted]

My date of birth is [redacted]. My Social Security number is [redacted]

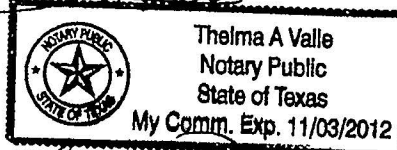
Places of residence where I have resided that may help identify me within the request documents include:

[redacted]

I hereby request and authorize the release of any and all records, as defined within the attached FOIA request submitted by Austin People's Legal Collective and others, that make any reference to me by name, social security number, or other identifying features.

Signature: [redacted]
Date: 01/27/09

Witness: [redacted]
Dater: 1-21-09

Thelma A Valle

Notary Public
811 Richmond
Hou. Tx. 77006

#3 of 34

Requesting Individual Release

I, [redacted], identify myself as a Requesting Individual as defined and specified in the Freedom of Information Act request submitted by Austin People's Legal Collective and others attached to this release to the Federal Bureau of Investigation.

b6
b7C

My full name is [redacted].

Other names I might be identified by in these documents include:

[redacted]
[redacted]
[redacted]

My date of birth is [redacted]. My Social Security number is [redacted]

Places of residence where I have resided that may help identify me within the request documents include:

[redacted]
[redacted]
[redacted]

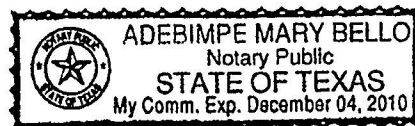
I hereby [redacted] my and all records, as defined within the attached FOIA request, that make any reference to me by [redacted] identifying features.

Signature

Date: _____

Witness

Date: _____



Adebimpe Mary Bello
02/04/2009

5 of 34

Requesting Individual Release

I, , identify myself as a Requesting Individual as defined and specified in the Freedom of Information Act request submitted by Austin People's Legal Collective and others attached to this release to the Federal Bureau of Investigation.

b6
b7C

My full name is

Other names I might be identified by in these documents include:

My date of birth is

. My Social Security number is

Places of residence where I have resided that may help identify me within the request documents include:

I hereby request and authorize the release of any and all records, as defined within the attached FOIA request submitted by Austin People's Legal Collective and others, that make any reference to me by name identifying features.

Signature:

Date: 2/4/09

Witness: _____

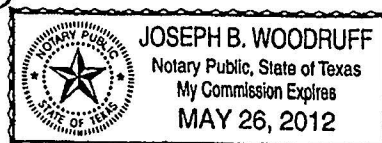
Dater: _____

STATE OF TEXAS
COUNTY OF TRAVIS

This Instrument was acknowledged
before me on February 4, 2009

by

Joseph B. Woodruff
Notary Public



#7 of 34

Requesting Individual Release

I, [redacted], identify myself as a Requesting Individual as defined and specified in the Freedom of Information Act request submitted by Austin People's Legal Collective and others attached to this release to the Federal Bureau of Investigation.

b6
b7C

My full name is [redacted].

Other names I might be identified by in these documents include:

[redacted]

My date of birth is [redacted]. My Social Security number is [redacted]

Places of residence where I have resided that may help identify me within the request documents include:

[redacted]

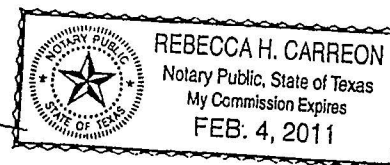
I hereby request and authorize the release of any and all records, as defined within the attached FOIA request submitted by Austin People's Legal Collective and others, that make any reference to me by name, social security number, or other identifying features.

Signature [redacted]

Date: 26 Jan 2009

Witness: [redacted]

Date: 1/26/2009



#8 of 34

Requesting Individual Release

I, [redacted], identify myself as a Requesting Individual as defined and specified in the Freedom of Information Act request submitted by Austin People's Legal Collective and others attached to this release to the Federal Bureau of Investigation.

b6
b7C

My full name is [redacted]

Other names I might be identified by in these documents include:

[redacted]

My date of birth is [redacted]

. My Social Security number is [redacted]

Places of residence where I have resided that may help identify me within the request documents include:

[redacted]

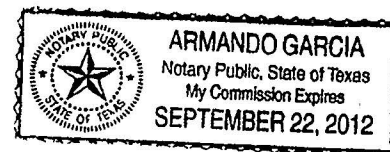
I hereby request and authorize the release of any and all records, as defined within the attached FOIA request submitted by Austin People's Legal Collective and others, that make any reference to me by name, social security number or other identifying features.

Signature: [redacted]

Date: 1/29/09

Witness: [signature]

Date: 1/29/09



#9 of 34

Requesting Individual Release

I, [redacted], identify myself as a Requesting Individual as defined and specified in the Freedom of Information Act request submitted by Austin People's Legal Collective and others attached to this release to the Federal Bureau of Investigation.

b6
b7C

My full name is [redacted]

Other names I might be identified by in these documents include:

My date of birth is [redacted]

. My Social Security number is [redacted]

Places of residence where I have resided that may help identify me within the request documents include:

[redacted]

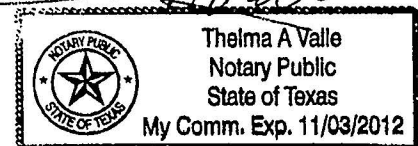
I hereby request and authorize the release of any and all records, as defined within the attached FOIA request submitted by Austin People's Legal Collective and others, that make any reference to me by name, social security number, or other identifying features.

Signature: [redacted]

Date: 2/3/09

Witness

Dater: [redacted]



#11 of 34

Requesting Individual Release

I, [redacted], identify myself as a Requesting Individual as defined and specified in the Freedom of Information Act request submitted by Austin People's Legal Collective and others attached to this release to the Federal Bureau of Investigation.

b6
b7C

My full name is [redacted]
Other names I might be identified by in these documents include:

[redacted]
[redacted]
[redacted]

My date of birth is [redacted]. My Social Security number is [redacted]

Places of residence where I have resided that may help identify me within the request documents include:

[redacted]
[redacted]
[redacted]

I hereby request and authorize the release of any and all records, as defined within the attached FOIA request submitted by Austin People's Legal Collective and others, that make any reference to me by name, social security number, or other identifying features.

Signature: [redacted]

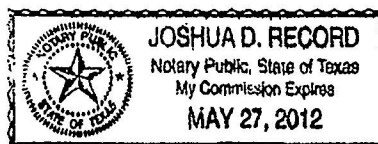
Date: 1-30-09

Witness: [redacted]

Dater: 1/30/09

STATE OF TEXAS
COUNTY OF TRAVIS
This instrument was acknowledged
before me on 1/30/09
by [redacted]

Notary Public



#12 of 34

Requesting Individual Release

I, , identify myself as a Requesting Individual as defined and specified in the Freedom of Information Act request submitted by Austin People's Legal Collective and others attached to this release to the Federal Bureau of Investigation.

b6
b7C

My full name is

Other names I might be identified by in these documents include:

My date of birth is . My Social Security number is

Places of residence where I have resided that may help identify me within the request documents include:

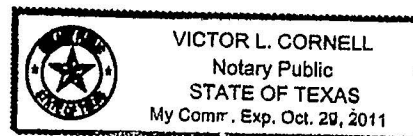
I hereby request and authorize the release of any and all records, as defined within the attached FOIA request submitted by Austin People's Legal Collective and others, that make any reference to me by name, social security number, or other identifying features.

Signature:

Date: Feb 16, 2009

Witness: *[Signature]*

Date: 2/16/2009



14 of 34

Requesting Individual Release

I, [redacted], identify myself as a Requesting Individual as defined and specified in the Freedom of Information Act request submitted by Austin People's Legal Collective and others attached to this release to the Federal Bureau of Investigation.

b6
b7C

My full name is [redacted]

Other names I might be identified by in these documents include:

[redacted]

My date of birth is [redacted]

. My Social Security number is [redacted]

Places of residence where I have resided that may help identify me within the request documents include:

[redacted]

I hereby request and authorize the release of any and all records, as defined within the attached FOIA request submitted by Austin People's Legal Collective and others, that make any reference to me by name, social security number or other identifying features.

Signature: [redacted]

Date: 1/30/08 1/29/09 [redacted]

Witness: Stephanie B. McKinnis

Dater: 01-29-09

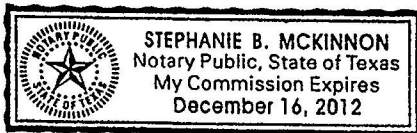
This certificate is attached to a 1 page document titled "Requesting Individual", dated 01/29/2009, which was signed by [redacted] and acknowledged before me on 01/29/2009.

b6
b7C

State of Texas
County of Travis

This instrument was acknowledged before me on 01/29/2009 by **Stephanie Mckinnon** (name or names of person or persons acknowledging).


Notary Public's Signature



15 of 34

Requesting Individual Release

b6
b7C

I, [redacted], identify myself as a Requesting Individual as defined and specified in the Freedom of Information Act request submitted by Austin People's Legal Collective and others attached to this release to the Federal Bureau of Investigation.

My full name is [redacted].
Other names I might be identified by in these documents include:

My date of birth [redacted]. My Social Security number is [redacted]

Places of residence where I have resided that may help identify me within the request documents include:

[redacted]

I hereby request and authorize the release of any and all records, as defined within the attached FOIA request submitted by Austin People's Legal Collective and others, that make any reference to me by name, social security number, or other identifying features.

Signature

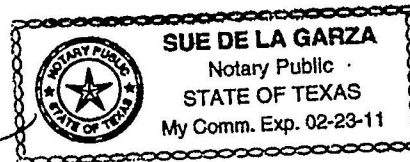
Date:

[redacted]

NOTARY
Witness:

Date:

Sue de la Garza
2/4/09



#16 of 34

Requesting Individual Release

I, [redacted], identify myself as a Requesting Individual as defined and specified in the Freedom of Information Act request submitted by Austin People's Legal Collective and others attached to this release to the Federal Bureau of Investigation.

b6
b7C

My full name is [redacted]
Other names I might be mentioned by in these documents include:

[redacted]

My date of birth is [redacted]. My Social Security number is [redacted]

Places of residence where I have resided that may help identify me within the request documents include:

[redacted]

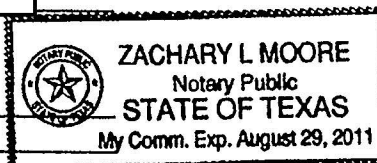
I hereby request and authorize the release of any and all records, as defined within the attached FOIA request submitted by Austin People's Legal Collective and others, that make any reference to me by name, social security number, or other identifying features.

Signature: [redacted]

Date: _____

Witness: Zachary L. Moore

Dater: 1-31-09



17 of 34

Requesting Individual Release

I, [redacted], identify myself as a Requesting Individual as defined and specified in the Freedom of Information Act request submitted by Austin People's Legal Collective and others attached to this release to the Federal Bureau of Investigation.

b6
b7C

My full name is [redacted].
Other names I might be identified by in these documents include:

[redacted]
[redacted]
[redacted]

My date of birth is [redacted]. My Social Security number is [redacted]

Places of residence where I have resided that may help identify me within the request documents include:

[redacted]

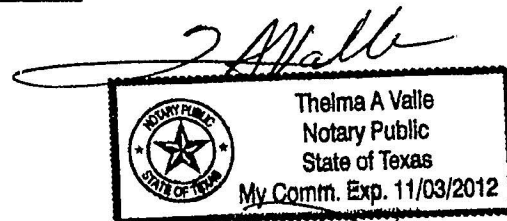
I hereby request and authorize the release of any and all records, as defined within the attached FOIA request submitted by Austin People's Legal Collective and others, that make any reference to me by name, social security number, or other identifying features.

Signature: [redacted]

Date: 11/27/09

Witness: [redacted]

Dater: 11/27/09



Notary Public
811 Richmond Ave
Hou Tx. 77006

#18 of 34

Requesting Individual Release

I, , identify myself as a Requesting Individual as defined and specified in the Freedom of Information Act request submitted by Austin People's Legal Collective and others attached to this release to the Federal Bureau of Investigation.

b6
b7C

My full name is .

Other names I might be identified by in these documents include:

My date of birth is . My Social Security number is

Places of residence where I have resided that may help identify me within the request documents include:

I hereby request and authorize the release of any and all records, as defined within the attached FOIA request submitted by Austin People's Legal Collective and others, that make any reference to me by name, social security number, or other identifying features.

Signature:

Date: 11 Feb 2009

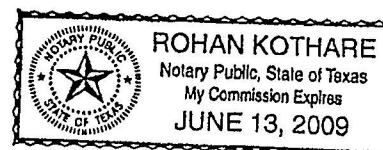
Witness:

Dater:

STATE OF TEXAS
COUNTY OF TRAVIS

This instrument was acknowledged
before me on 2/11/09
by Rohan Kothare

Notary Public



#19 of 34

Requesting Individual Release

I [redacted], identify myself as a Requesting Individual as defined and specified in the Freedom of Information Act request submitted by Austin People's Legal Collective and others attached to this release to the Federal Bureau of Investigation.

b6
b7C

My full name is [redacted].
Other names I might be identified by in these documents include:

[redacted]

My date of birth is [redacted]. My Social Security number is [redacted]

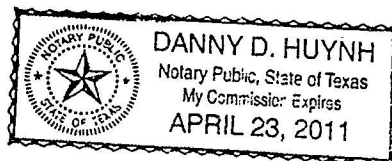
Places of residence where I have resided that may help identify me within the request documents include:

[redacted]

I hereby request and authorize the release of any and all records, as defined within the attached FOIA request submitted by Austin People's Legal Collective and others, that make any reference to me by name, social security number, or other identifying features.

Signature: [redacted]
Date: 1-22-09

Witness: _____
Dater: _____



STATE OF TEXAS
COUNTY OF TRAVIS

This Instrument was acknowledged
before me on 1/22/09
by [redacted]

[Signature]
Notary Public

#20 of 34

Requesting Individual Release

I [redacted], identify myself as a Requesting Individual as defined and specified in the Freedom of Information Act request submitted by Austin People's Legal Collective and others attached to this release to the Federal Bureau of Investigation.

b6
b7C

My full name is [redacted]

Other names I might be identified by in these documents include:

[redacted]

My date of birth is [redacted]

My Social Security number is [redacted]

Places of residence where I have resided that may help identify me within the request documents include

[redacted]

I hereby request and authorize the release of any and all records, as defined within the attached FOIA request submitted by Austin People's Legal Collective and others, that make any reference to me by name, social security number, or other identifying features.

Signature: [redacted]

Date: 1-23-09

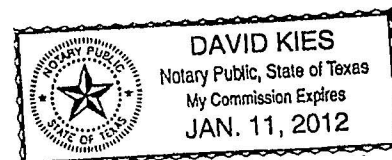
Witness: David Kies

Dater: 1-23-2009

STATE OF TEXAS
COUNTY OF TRAVIS
This instrument was acknowledged
before me on 1-23-09
by [redacted]

Notary Public

David Kies



#21 & 34

Requesting Individual Release

I, , identify myself as a Requesting Individual as defined and specified in the Freedom of Information Act request submitted by Austin People's Legal Collective and others attached to this release to the Federal Bureau of Investigation.

b6
b7c

My full name is .
Other names I might be identified by in these documents include:

My date of birth is . My Social Security number is

Places of residence (addresses) where I have resided that may help identify me within the request documents include:

I hereby request and authorize the release of any and all records, as defined within the attached FOIA request submitted by Austin People's Legal Collective and others, that make any reference to me by name, social security number, or other identifying features.

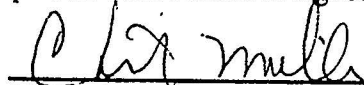
Signature:
Date: 11/30/09

Witness: _____
Date: _____

* see other page for notary

On this 31st day of January 2009, before me, the undersigned notary public, personally appeared proved to me through satisfactory evidence of identification, which is a Massachusetts Driver's License expiration to be the person whose name is signed on the proceeding or attached documents in my presence,

b6
b7C





Notary Public

MY COMMISSION EXPIRES NOVEMBER 12, 2010

22 of 34

Requesting Individual Release

[redacted], identify myself as a Requesting Individual as defined and specified in the Freedom of Information Act request submitted by Austin People's Legal Collective and others attached to this release to the Federal Bureau of Investigation.

b6
b7C

My full name is [redacted].
Other names I might be identified by in these documents include:

My date of birth is [redacted]. My Social Security number is [redacted]

Places of residence where I have resided that may help identify me within the request documents include:

[redacted]

I hereby request and authorize the release of any and all records, as defined within the attached FOIA request submitted by Austin People's Legal Collective and others, that make any reference to me by name, social security number, or other identifying features.

Signature: [redacted]
Date: 2/5/09

Witness: Sarah Rogers
Date: 2/5/09



#23 of 34

Requesting Individual Release

b6
b7C

I, [redacted], identify myself as a Requesting Individual as defined and specified in the Freedom of Information Act request submitted by Austin People's Legal Collective and others attached to this release to the Federal Bureau of Investigation.

My full name is [redacted].

Other names I might be identified by in these documents include:

My date of birth is [redacted]. My Social Security number is [redacted]

Places of residence where I have resided that may help identify me within the request documents include:

[redacted]

I hereby request and authorize the release of any and all records, as defined within the attached FOIA request submitted by Austin People's Legal Collective and others, that make any reference to me by name, social security number, or other identifying features.

Signature

Date:

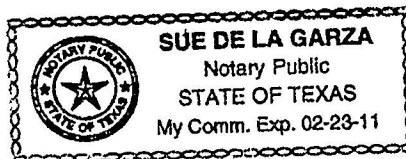
[redacted]

NOTARY
Witness:

Date:

Sue de la Garza

2/4/09



#24 of 34

Requesting Individual Release

I, identify myself as a Requesting Individual as defined and specified in the Freedom of Information Act request submitted by Austin People's Legal Collective and others attached to this release to the Federal Bureau of Investigation.

b6
b7C

My full name is
Other names I might be identified by in these documents include:

My date of birth is . My Social Security number is

Places of residence where I have resided that may help identify me within the request documents include:

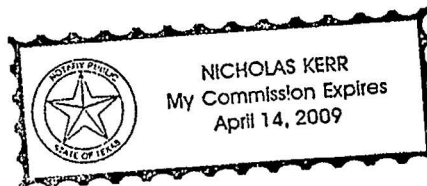
I hereby request and authorize the release of any and all records, as defined within the attached FOIA request submitted by Austin People's Legal Collective and others, that make any reference to me by name, social security number, or other identifying features.

Signature:

Date: _____

Witness: 

Dater: 1/28/09



#25 of 34

Requesting Individual Release

I, [redacted] identify myself as a Requesting Individual as defined and specified in the Freedom of Information Act request submitted by Austin People's Legal Collective and others attached to this release to the Federal Bureau of Investigation.

b6
b7C

My full name is [redacted]

Other names I might be identified by in these documents include:

[redacted]

My date of birth is [redacted]

. My Social Security number is [redacted]

Places of residence where I have resided that may help identify me within the request documents include:

[redacted]

I hereby request and authorize the release of any and all records, as defined within the attached FOIA request submitted by Austin People's Legal Collective and others, that make any reference to me by name, social security number, or other identifying features.

Signature: [redacted]

Date: _____

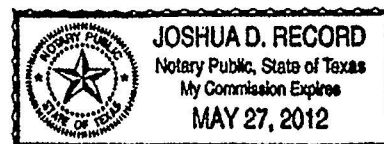
Witness: [redacted]

Dater: _____

STATE OF TEXAS
COUNTY OF TRAVIS

This instrument was acknowledged
before me on January 30, 2009
by [redacted]

[Signature]
Notary Public



#26 of 34

Requesting Individual Release

I, [redacted], identify myself as a Requesting Individual as defined and specified in the Freedom of Information Act request submitted by Austin People's Legal Collective and others attached to this release to the Federal Bureau of Investigation.

b6
b7C

My full name is [redacted].
Other names I might be identified by in these documents include:

[redacted]

My date of birth is [redacted]. My Social Security number is [redacted]

Places of residence where I have resided that may help identify me within the request documents include:

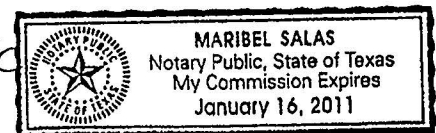
[redacted]

I hereby request and authorize the release of any and all records, as defined within the attached FOIA request submitted by Austin People's Legal Collective and others, that make any reference to me by name, social security number, or other identifying features.

Signature: [redacted]

Date: 2/13/2009

Witness: Maribel Salas, Notary Public
Dated: 2-13-2009



#27 & 34

Requesting Individual Release

I, [redacted] identify myself as a Requesting Individual as defined and specified in the Freedom of Information Act request submitted by Austin People's Legal Collective and others attached to this release to the Federal Bureau of Investigation.

b6
b7C

My full name is [redacted]
Other names I might be identified by in these documents include:

[redacted]

My date of birth is [redacted]. My Social Security number is [redacted]

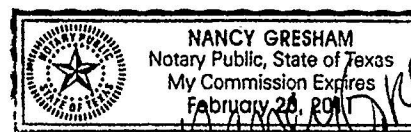
Places of residence where I have resided that may help identify me within the request documents include:

[redacted]

I hereby request and authorize the release of any and all records, as defined within the attached FOIA request submitted by Austin People's Legal Collective and others, that make any reference to me by name, social security number or other identifying features.

Signature: [redacted]
Date: 2.5.09

Witness: Nancy Gresham
Dater: 2.5.09



#28 of 34

Requesting Individual Release

I, [redacted] identify myself as a Requesting Individual as defined and specified in the Freedom of Information Act request submitted by Austin People's Legal Collective and others attached to this release to the Federal Bureau of Investigation.

b6
b7C

My full name is [redacted]

Other names I might be identified by in these documents include:

[redacted]

My date of birth is [redacted]

. My Social Security number is [redacted]

Places of residence where I have resided that may help identify me within the request documents include:

[redacted]

I hereby request and authorize the release of any and all records, as defined within the attached FOIA request submitted by Austin People's Legal Collective and others, that make any reference to me by name, social security number, or other identifying features.

Signature: [redacted]

Date: 1/30/2009

Witness: [redacted]

Dater: 1/30/2009

ACKNOWLEDGMENT

State of California

County of San Francisco

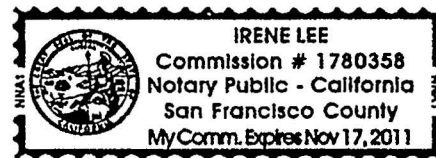
On January 30, 2009 before me, Irene Lee, Notary Public
(insert name and title of the officer)

personally appeared [redacted],
who proved to me on the basis of satisfactory evidence to be the person~~(s)~~ whose name~~(s)~~ is/~~are~~
subscribed to the within instrument and acknowledged to me that ~~he~~/she/~~they~~ executed the same in
~~his~~/her/~~their~~ authorized capacity~~(ies)~~, and that by ~~his~~/her/~~their~~ signature~~(s)~~ on the instrument the
person~~(s)~~, or the entity upon behalf of which the person~~(s)~~ acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature Irene Lee (Seal)



b6
b7c

#29 of 34

Requesting Individual Release

I, identify myself as a Requesting Individual as defined and specified in the Freedom of Information Act request submitted by Austin People's Legal Collective and others attached to this release to the Federal Bureau of Investigation.

b6
b7C

My full name

Other names I might be identified by in these documents include:

My date of birth is

My Social Security number is

Places of residence where I have resided that may help identify me within the request documents include:

I hereby request and authorize the release of any and all records, as defined within the attached FOIA request submitted by Austin People's Legal Collective and others, that make any reference to me by name, social security number, or other identifying features.

Signature

Date:

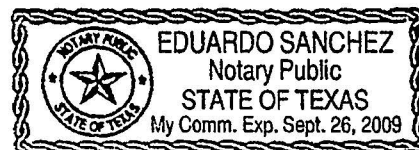
Witness:

Dater:

Subscribed and sworn before me, in my presence
this 3 day of Feb, 2009, a Notary
Public in and for the (county) (state) of Austin, TX



(signature)
Notary Public



My Commission expires 19
9/26/2009

#30 of 34

Requesting Individual Release

I, [redacted], identify myself as a Requesting Individual as defined and specified in the Freedom of Information Act request submitted by Austin People's Legal Collective and others attached to this release to the Federal Bureau of Investigation.

b6
b7C

My full name is [redacted]

Other names I might be identified by in these documents include:

[redacted]

My date of birth is [redacted]

My Social Security number is [redacted]

Places of residence where I have resided that may help identify me within the request documents include:

[redacted]

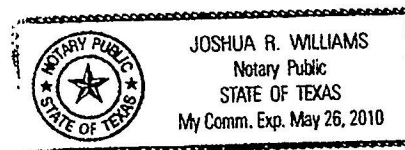
I hereby request and authorize the release of any and all records, as defined within the attached FOIA request submitted by Austin People's Legal Collective and others, that make any reference to me by name, social security number, or other identifying features.

Signature: [redacted]

Date: 1/31/09

Witness: [signature]

Dater: 1-31-09



#32 of 34

Requesting Individual Release

I, [redacted] identify myself as a Requesting Individual as defined and specified in the Freedom of Information Act request submitted by Austin People's Legal Collective and others attached to this release to the Federal Bureau of Investigation.

b6
b7C

My full name is [redacted]

Other names I might be identified by in these documents include:

[redacted]

My date of birth is [redacted] My Social Security number is [redacted]

Places of residence where I have resided that may help identify me within the request documents include:

[redacted]

I hereby request and authorize the release of any and all records, as defined within the attached FOIA request submitted by Austin People's Legal Collective and others, that make any reference to me by name, social security number, or other identifying features.

Signature

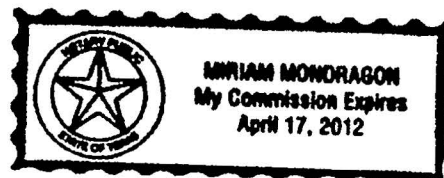
[redacted]

Date: 01-20-09

Witness:

Dater:

[Signature]
01-20-09



Oath/Affirmation Certificate (Jurat)

State of Texas
County of Travis

Sworn to (or affirmed) and signed before me this 13th day of February, 2009

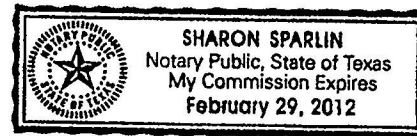
By [Redacted]

☒ Personally Known

☐ Produced Identification
ID Number and Type of ID _____

Sharon Sparlin
Signature of Notary

SHARON SPARLIN
Name of Notary
Notary Public, State of Texas



Notary Seal

b6
b7C

#34 of 34



[View/Sign Guest Book](#)

RIAD ELSOLH HAMAD



Riad Elsolh Hamad Longtime peace activist, beloved father, partner, soul mate, and educator Riad Elsolh Hamad died tragically on April 14, 2008. Riad was born on September 20, 1952 in Beirut, Lebanon, but called Austin home since 1970. A lifelong scholar, Riad received the first of many degrees from the University of Texas, Austin. At the time of his death, he was pursuing a PhD in Educational Technology. Riad touched many lives as an educator and friend. He was a computer technology instructor at Clint Small Middle School. He was a selfless individual who focused on helping students realize their potential. He was also a champion of human rights and worked tirelessly for peace and justice. He founded the Palestinian Children's Welfare Fund to aid Palestinian children, women, and families in need. Riad is survived by his loving partner, Diana; his daughter, Rita; his son, Abdullah; his brother, Omar; and other siblings and family across the world. He leaves behind countless friends who will miss him dearly and a legacy of love and peace. In lieu of flowers, contributions can be made to the Palestinian Children's Welfare Fund (www.pcwf.org, or by mail at PCWF - Riad Hamad Memorial, 405 Vista Heights Road, El Cerrito, CA 94530).

Published in the Austin American-Statesman on 4/19/2008

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Federal Bureau of Investigation

Washington, D.C. 20535

March 9, 2009

[REDACTED]
AUSTIN PEOPLE'S LEGAL COLLECTIVE
POST OFFICE BOX 6324
AUSTIN, TX 78702

Request No.: 1127273- 000

Subject: AUSTIN-INFORMANTS-WORKING-GROUP@GOOGLEGROUPS.COM

Dear [REDACTED]

- ☒ This acknowledges receipt of your Freedom of Information-Privacy Acts (FOIPA) request to the FBI Headquarters, Dallas Field Office, San Antonio Field Office, El Paso Field Office, Houston Field Office, and Minneapolis Field Office. The FOIPA number listed above has been assigned to your request.
- ☐ For an accurate search of our records, please provide the complete name, alias, date and place of birth for the subject of your request. Any other specific data you could provide such as prior addresses, or employment information would also be helpful. If your subject is deceased, please include date and proof of death.
- ☐ To make sure information about you is not released to someone else, we require your notarized signature or, in place of a notarized signature, a declaration pursuant to Title 28, United States Code 1746. For your convenience, the reverse side of this letter contains a form which may be used for this purpose.
- ☐ If you want the FBI's Criminal Justice Information System (CJIS) to perform a search for your arrest record, please follow the enclosed instructions in Attorney General Order 556-73. You must submit fingerprint impressions so a comparison can be made with the records kept by CJIS. This is to make sure your information is not released to an unauthorized person.
- ☒ We are searching the indices to our central records system at FBI Headquarters for the information you requested, and will inform you of the results as soon as possible.
- ☐ Processing delays have been caused by the large number of requests received by the FOIPA. We will process your request(s) as soon as possible.

Your request has been assigned the number indicated above. Please use this number in all correspondence with us. Your patience is appreciated.

Sincerely yours,

David M. Hardy

Dissemination Section

A handwritten signature in black ink, appearing to read "D. Hardy", is written over the typed name.

Section Chief,
Record/Information

Records Management Division

b6
b7C

FOIA Requests for Expedited Processing Under Public Affairs StandardRequester: Date of Letter: 2/16/09b6
b7cOrganization: Austin People's Legal CollectiveDate of PAO Receipt: 2/24/09

Subject: *FBI records, case files and internal correspondence related to any of the 31 Austin-based requesting organizations, the 34 requesting individuals, or eight protests in Austin between 2000 and 2006*

28 C.F.R. § 16.5 (d)(1)(iv): "A matter of widespread and exceptional media interest in which there exist possible questions about the government's integrity which affect public confidence."

Prong 1

- ☐ Topic of request **IS** a matter of "widespread and exceptional media interest."
- ☒ Topic of request **IS NOT** a matter of "widespread and exceptional media interest."

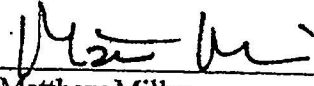
Prong 2

- ☒ Topic of request **IS** a matter "in which there exist possible questions about the government's integrity which affect public confidence."
- ☐ Topic of request **IS NOT** a matter "in which there exist possible questions about the government's integrity which affect public confidence."

Accordingly

☐ Request for expedited processing under standard (iv) is **GRANTED**.

☒ Request for expedited processing under standard (iv) is **DENIED**.


Matthew Miller
Director, Office of Public Affairs

3/2/09
Date



U.S. Department of Justice

Federal Bureau of
Investigation

Washington, D.C. 20535

March 3, 2009

[REDACTED]
AUSTIN PEOPLE'S LEGAL COLLECTIVE
POST OFFICE BOX 6324
AUSTIN, TX 78702

FOIPA# 1127067

Dear [REDACTED]

This is to acknowledge receipt of your letter dated February 16, 2009, which was received in this Office on February 24, 2009, in which you requested records on certain individuals, organizations, emails, and specific events. This response is being made on behalf of the Offices of the Attorney General, Deputy Attorney General and Associate Attorney General.

You have requested expedited processing of your request under the Department's standard permitting expedition for requests involving "[a]n urgency to inform the public about an actual or alleged federal government activity, if made by a person primarily engaged in disseminating information." 28 C.F.R. § 16.5(d)(1)(ii)(2001). Based on the information you have provided, I cannot find that there is a particular urgency to inform the public about an actual or alleged federal government activity beyond the public's right to know about government activity generally. Additionally, the primary activity of Judicial Watch, Inc. is not information dissemination, which is required for a requester to qualify for expedited processing under this standard.

You have requested expedited processing of your request pursuant to the Department's standard permitting expedition for a request involving "[a] matter of widespread and exceptional media interest in which there exist possible questions about the government's integrity which affect public confidence." 28 C.F.R. § 16.5(d)(1)(iv). Pursuant to Department policy, we forwarded your request to the Director of Public Affairs, who makes the decision whether to grant or deny expedited processing under this standard. See *id.* § 16.5(d)(2). The Director of Public Affairs did not detect "widespread and exceptional media interest," nor questions concerning the government's integrity regarding the issues raised in your request, and therefore, has denied your request for expedited processing. Accordingly, your request is being placed in our regular processing queue.

Your request for a fee waiver will be addressed at a later date.

You may file an administrative appeal by writing to the Director, Office of Information and Privacy, United States Department of Justice, 1425 New York Ave., NW, Suite 11050, Washington, D.C. 20530-0001, within sixty days from the date of this letter. The envelope and the letter should be clearly marked "Freedom of Information Appeal" or "Information Appeal." Please cite the FOIPA number assigned to your request so that it may be easily identified.

Sincerely yours,

David M. Hardy
Section Chief,
Record/Information
Dissemination Section
Records Management Division

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b7C



Federal Bureau of Investigation

Washington, D.C. 20535

May 7, 2009

[Redacted]
AUSTIN PEOPLE'S LEGAL COLLECTIVE
POST OFFICE BOX 6324
AUSTIN, TX 78702

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b7C

Request No.: 1127273- 000
Subject: AUSTIN-INFORMANTS-WORKING-GROUP@GOOGLEGROUPS.COM

Dear [Redacted]

This is in response to your Freedom of Information-Privacy Acts (FOIPA) request noted above.

Based on the information you provided, we conducted a search of the indices to our central records system at FBI Headquarters and all FBI field offices. We were unable to identify responsive records. If you have additional information pertaining to the subject that you believe was of investigative interest to the Bureau, please provide us the details and we will conduct an additional search.

You may file an appeal by writing to the Director, Office of Information Policy, U.S. Department of Justice, 1425 New York Ave., NW, Suite 11050, Washington, D.C. 20530-0001. Your appeal must be received by OIP within sixty (60) days from the date of this letter in order to be considered timely. The envelope and the letter should be clearly marked "Freedom of Information Appeal." Please cite the FOIPA Request Number assigned to your request so that it may be easily identified.

Enclosed for your information is a copy of the FBI File Fact Sheet.

Sincerely yours,

A handwritten signature in black ink, appearing to read "D. Hardy", is written over a horizontal line.

David M. Hardy

Section Chief,
Record/Information
Dissemination Section
Records Management Division

Enclosure

opca 7/EEC
Expedite Denial

New Scientist
201 Mission Street, 26th Floor
San Francisco
CA 94105

b6
b7C

Note: Scanned into _____

Cell:

June 10, 2010

David M. Hardy, Chief
Record/Information Dissemination Section
Records Management Division
Federal Bureau of Investigation
Department of Justice
170 Marcel Drive
Winchester, VA 22602-4843

FOIA REQUEST
Fee benefit requested

Dear Mr Hardy:

Pursuant to the federal Freedom of Information Act, 5 U.S.C. § 552, I request access to and copies of guidelines or other documents that the Federal Bureau of Investigation makes available to agents starting work in the bureau. Specifically, I request access to and copies of the subset of these documents that concern the issuing of subpoenas, court orders and warrants to internet companies, such as Google, Facebook and other search engines, email providers and social networks.

I agree to pay reasonable duplication fees for the processing of this request in an amount not to exceed \$200. However, please notify me prior to your incurring any expenses in excess of that amount.

As a representative of the news media I am only required to pay for the direct cost of duplication after the first 100 pages. Through this request, I am gathering information on government access to the personal data held by web service providers. This information is of current interest to the public because users of these services are entitled to know how their personal data can be accessed by third parties. This information is being sought on behalf of *New Scientist* magazine for dissemination to the general public.

Please waive any applicable fees. Release of the information is in the public interest because it will contribute significantly to public understanding of government operations and activities.

If my request is denied in whole or part, I ask that you justify all deletions by reference to specific exemptions of the act. I will also expect you to release all segregable portions of otherwise exempt material. I, of course, reserve the right to appeal your decision to withhold any information or to deny a waiver of fees.

Please provide expedited processing of this request, which concerns a matter of urgency. As a journalist, I am primarily engaged in disseminating information. The public has an urgent need for information about government access to data held by internet companies because the Federal Trade Commission is currently consulting on consumer data and privacy. I certify that my statements concerning the need for expedited processing are true and correct to the best of my knowledge and belief.

I would appreciate your communicating with me by telephone, rather than by mail, if you have questions regarding this request. I can be reached on [redacted]

I look forward to your reply within 20 business days, as the statute requires.

Thank you for your assistance.

Sincerely,

[redacted]

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LexisNexis

201 Mission Street, 26th Floor
San Francisco, CA 94105

SAN FRANCISCO CA 94105

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Mailed From 94105
US POSTAGE

David Hardy

Record/Information Dissemination Section

Records Management Division

FBI

OPENED & COPIED

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W CHESTERFIELD

22602+4843

DOJ

170 Manzel Drive

Winchester, VA 22602-

4843



U.S. Department of Justice

Federal Bureau of Investigation

Washington, D.C. 20535

August 12, 2010

[REDACTED]
NEW SCIENTIST
26TH FLOOR
201 MISSION STREET
SAN FRANCISCO, CA 94105

FOIPA Request No. 1152192- 000
Subject: MICROSOFT

FOIPA Request No. 1152193- 000
Subject: YAHOO

FOIPA Request No. 1152191- 000
Subject: GOOGLE

FOIPA Request No. 1152194- 000
Subject: AOL

FOIPA Request No. 1152195- 000
Subject: FACEBOOK

FOIPA Request No. 1152196- 000
Subject: TWITTER

FOIPA Request No. 1152197 000
Subject: MYSPACE

Dear [REDACTED]

This is in reference to your letter directed to the Federal Bureau of Investigation (FBI), in which you requested expedited processing for the above-referenced Freedom of Information /Privacy Acts (FOIPA) request. Pursuant to the Department of Justice (DOJ) standards permitting expedition, expedited processing can only be granted when it is determined that a FOIPA request involves one or more of the following:

28 C.F.R. §16.5 (d)(1)(i): "Circumstances in which the lack of expedited treatment could reasonably be expected to pose an imminent threat to the life or physical safety of an individual."

28 C.F.R. §16.5 (d)(1)(ii): "An urgency to inform the public about an actual or alleged federal government activity, if made by a person primarily engaged in disseminating information."

28 C.F.R. §16.5 (d)(1)(iii): "The loss of substantial due process of rights."

28 C.F.R. §16.5 (d)(1)(iv): "A matter of widespread and exceptional media interest in which there exist possible questions about the government's integrity which affect public confidence."

You have not provided enough information concerning the statutory requirements permitting expedition; therefore, your request is denied.

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You may appeal this denial by writing to the Office of Information Policy (OIP), United States Department of Justice, 1425 New York Ave., NW, Suite 11050, Washington, D.C., 20530-0001. Your appeal must be received by OIP within sixty (60) days from the date of this letter in order to be considered timely. The envelope and the letter should be clearly marked "Freedom of Information Appeal" or "Information Appeal." Please cite the FOIPA number assigned to your request to facilitate its identification.

Sincerely yours,



David M. Hardy
Section Chief
Record/Information
Dissemination Section
Records Management Division



U.S. Department of Justice

Washington, D.C. 20535

August 24, 2010

[Redacted]
NEW SCIENTIST
26TH FLOOR
201 MISSION STREET
SAN FRANCISCO, CA 94105

b6
b7C

FOIPA Request No. 1152191- 000
Subject: GOOGLE

Dear [Redacted]

This is in reference to your letter directed to the Federal Bureau of Investigation (FBI), in which you requested expedited processing for the above-referenced Freedom of Information /Privacy Acts (FOIPA) request. Pursuant to the Department of Justice (DOJ) standards permitting expedition, expedited processing can only be granted when it is determined that a FOIPA request involves one or more of the following:

28 C.F.R. §16.5 (d)(1)(i): "Circumstances in which the lack of expedited treatment could reasonably be expected to pose an imminent threat to the life or physical safety of an individual."

28 C.F.R. §16.5 (d)(1)(ii): "An urgency to inform the public about an actual or alleged federal government activity, if made by a person primarily engaged in disseminating information."

28 C.F.R. §16.5 (d)(1)(iii): "The loss of substantial due process of rights."

28 C.F.R. §16.5 (d)(1)(iv): "A matter of widespread and exceptional media interest in which there exist possible questions about the government's integrity which affect public confidence."

You have not provided enough information concerning the statutory requirements permitting expedition; therefore, your request is denied.

You may appeal this denial by writing to the Office of Information Policy (OIP), United States Department of Justice, 1425 New York Ave., NW, Suite 11050, Washington, D.C., 20530-0001. Your appeal must be received by OIP within sixty (60) days from the date of this letter in order to be considered timely. The envelope and the letter should be clearly marked "Freedom of Information Appeal" or "Information Appeal." Please cite the FOIPA number assigned to your request to facilitate its identification.

Sincerely yours,

avid M. Hardy

D

Section Chief
Record/Information
Dissemination Section
Records Management Division



Federal Bureau of Investigation

Washington, D.C. 20535

August 12, 2010

[Redacted]
NEW SCIENTIST
26TH FLOOR
201 MISSION STREET
SAN FRANCISCO, CA 94105

FOIPA Request No.: 1152191- 000
Subject: GOOGLE

FOIPA Request No.: 1152192- 000
Subject: MICROSOFT

FOIPA Request No.: 1152193- 000
Subject: YAHOO

FOIPA Request No.: 1152194- 000

Subject: AOL
FOIPA Request No.: 1152195- 000
Subject: FACEBOOK

FOIPA Request No.: 1152196- 000
Subject: TWITTER

FOIPA Request No.: 1152197- 000
Subject: MYSPACE

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b7C

Dear [Redacted]

- ☒ This acknowledges receipt of your Freedom of Information-Privacy Acts (FOIPA) request to the FBI. The FOIPA number listed above has been assigned to your request.
- ☐ For an accurate search of our records, please provide the complete name, alias, date and place of birth for the subject of your request. Any other specific data you could provide such as prior addresses, or employment information would also be helpful. If your subject is deceased, please include date and proof of death.
- ☐ To make sure information about you is not released to someone else, we require your notarized signature or, in place of a notarized signature, a declaration pursuant 28 U.S.C. § 1746. For your convenience, the reverse side of this letter contains a form which may be used for this purpose.
- ☐ If you want the FBI's Criminal Justice Information System (CJIS) to perform a search for your arrest record, please follow the enclosed instructions in Attorney General Order 556-73. You must submit fingerprint impressions so a comparison can be made with the records kept by CJIS. This is to make sure your information is not released to an unauthorized person.
- ☒ We are searching the indices to our Central Records System for the information you requested, and will inform you of the results as soon as possible.
- ☐ Processing delays have been caused by the large number of requests received by the FBI. We will process your request(s) as soon as possible.

Your request has been assigned the number indicated above. Please use this number in all correspondence with us. Your request for a fee waiver is being considered and you will be advised as to its status at a later date. Your patience is appreciated.



Very truly yours,

David M. Hardy
Section Chief,
Record/Information

Records Management Division

Dissemination Section



Federal Bureau of Investigation

Washington, D.C. 20535

August 24, 2010

[Redacted]
NEW SCIENTIST
26TH FLOOR
201 MISSION STREET
SAN FRANCISCO, CA 94105

b6
b7C

FOIPA Request No.: 1152191- 000
Subject: GOOGLE

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Your request has been assigned the number indicated above. Please use this number in all correspondence with us. Your request for a fee waiver is being considered and you will be advised as to its status at a later date. Your patience is appreciated.

A handwritten signature in dark ink, appearing to read "D. A. H. 3", is written above the closing text.

Very truly yours,

Dissemination Section

David M. Hardy
Section Chief,
Record/Information

Records Management Division